

certain exceptions, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HAMILTON, Chairman.

Austin, Texas, January 31, 1939.

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 251, "An Act providing that in counties having a population of not less than thirty thousand, five hundred and eighty-three (30,583) and not more than thirty thousand, six hundred (30,600), according to the last preceding Federal Census, the County Judge may appoint a court stenographer to be called and known as the Official County Court Reporter of the County Court; defining and prescribing the duties of such Court Reporter, and fixing the compensation and tenure of office; prescribing the fund from which the salary is to be paid and prescribing the taxing of costs in civil suits in which answer is filed, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HAMILTON, Chairman.

#### SENT TO GOVERNOR

February 1, 1939

House Concurrent Resolution No. 23.

House Bill No. 233.

#### SIXTEENTH DAY

(Thursday, February 2, 1939)

The House met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Morse.

The roll of the House was called, and the following Members were present:

|                  |                   |
|------------------|-------------------|
| Mr. Speaker      | Boyer             |
| Allen            | Bradbury          |
| Allison          | Bray              |
| Alsup            | Bridgers          |
| Anderson         | Broadfoot         |
| Bailey           | Brown of Cherokee |
| Baker            | Brown             |
| of Fort Bend     | of Nacogdoches    |
| Baker of Grayson | Bundy             |
| Blankenship      | Burkett           |
| Bond             | Burney            |
| Boyd             | Cauthorn          |

|                    |                  |
|--------------------|------------------|
| Celaya             | Loggins          |
| Chambers           | London           |
| Clark              | McAlister        |
| Cleveland          | McDaniel         |
| Cockrell           | McDonald         |
| Coleman            | McMurry          |
| Colquitt           | McNamara         |
| Colson, Mrs.       | Mohrmann         |
| Cornett            | Montgomery       |
| Corry              | Morris           |
| Crossley           | Newell           |
| Davis of Jasper    | Nicholson        |
| Davis of Upshur    | Oliver           |
| Dean               | Olsen            |
| Derden             | Pace             |
| Dickison           | Petsch           |
| Dickson            | Pevhouse         |
| Dowell             | Piner            |
| Dwyer              | Pope             |
| Faulkner           | Ragsdale         |
| Felty              | Reader of Bexar  |
| Ferguson           | Reader of Erath  |
| Fielden            | Reaves           |
| Fuchs              | Reed             |
| Galbreath          | Rhodes           |
| Gilmer             | Riviere          |
| Goodman            | Roach            |
| Gordon, Mrs.       | Roberts          |
| Hale               | Robinson         |
| Hamilton           | Russell          |
| Hankamer           | Schuenemann      |
| Hardeman           | Segrist          |
| Hardin             | Shell            |
| Harp               | Skiles           |
| Harper             | Smith of Frio    |
| Harrell of Bastrop | Smith of Hopkins |
| Harrell of Lamar   | Smith            |
| Harris             | of Matagorda     |
| Hartzog            | Spencer          |
| Heflin             | Stinson          |
| Holland            | Stoll            |
| Howard             | Talbert          |
| Howington          | Tarwater         |
| Hull               | Taylor           |
| Hunt               | Tennant          |
| Isaacks            | Thornberry       |
| Johnson of Ellis   | Thornton         |
| Johnson of Tarrant | Turner           |
| Keith              | Vale             |
| Kennedy            | Vint             |
| Kern               | Voigt            |
| Kerr               | Waggoner         |
| Kersey             | Weldon           |
| Kinard             | Wells            |
| King               | Westbrook        |
| Langdon            | White            |
| Lehman             | Wilson           |
| Leonard            | Winfree          |
| Levendeker         | Wood             |
| Little             | Worley           |
| Lock               | Wright           |
|                    | Absent—Excused   |
| Bell               | Daniel           |
| Bradford           | Donaghey         |

Mays  
McFarland

Monkhouse

A quorum was announced present.

Prayer was offered by Rev. George W. Coltrin, Chaplain, as follows:

"Our Heavenly Father, it is written, 'Blessed is that nation whose God is Jehovah.' Surely Thou hast wonderfully blessed our country and our State, and our chief task is the administration of Thy bounties. May we more and more appreciate Thy kind providences, and individually and collectively may we not forsake Thy paths. In Jesus' name. Amen."

#### LEAVES OF ABSENCE GRANTED

The following Members were granted leaves of absence on account of important business:

Mr. Bradford for today, on motion of Mr. McAlister.

Mr. Bell for today, on motion of Mr. Thornberry.

Mr. Daniel for today, on motion of Mr. Langdon.

Mr. Donaghey for today, on motion of Mr. Gilmer.

Mr. Mays for today, on motion of Mr. Howard.

Mr. Monkhouse for today, on motion of Mr. Thornton.

Mr. Mohrmann for today, on motion of Mr. Morris.

The following Member was granted leave of absence on account of illness:

Mr. McFarland for today, on motion of Mr. Davis of Jasper.

#### HOUSE BILLS ON FIRST READING

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Howard, Mr. McNamara, Mr. Hardin, Mr. Holland, Mr. Talbert, Mr. Broadfoot, Mr. Coleman and Mr. Burney:

H. B. No. 382, A bill to be entitled "An Act to amend Section 1, Chapter 404, page 816, et seq., the Acts of the Regular Session of the Forty-fifth Legislature, being Senate Bill No. 74, same being designated as Article 3271a of the Revised Civil Statutes; defining and regulating the practice of professional engineering in the State of Texas; providing for the creation of the State Board of Registration for professional engineers and

prescribing their powers and duties, terms of office, qualifications and for payment of their compensation and expenses out of registration fees and from the 'Professional Engineering Fund' as provided in this law; providing for removal of members of the Board for cause; providing for creation of 'Professional Engineers' Fund' and appropriating money therefrom; prescribing requirements for registration of professional engineers; providing for registration fees and for examinations of applicants for certificate of registration and for issuance and use of certificates and seals; providing for issuance of removal certificates on payment of renewal fees; providing that a firm, co-partnership, corporation or joint stock association may engage in the practice of professional engineering in this State provided such practice is carried on by only professional engineers registered in this State; providing for issuance within one year after this Act becomes effective of certificates, on certain conditions, to residents of Texas practicing professional engineering in Texas at time this Act becomes effective; providing that after January 1, 1940, it shall be unlawful for this State, or any of its political subdivisions, or any county, city or town, to engage in the construction of public work involving professional engineering, unless plans, specifications and estimates have been prepared by the construction executed under direct supervision of a registered professional engineer, provided that such provision shall not apply to any public work wherein the contemplated expenditure for completed project does not exceed Two Thousand (\$2,000.00) Dollars; providing for certain exemptions; prescribing certain reciprocity provisions for professional engineers holding certificates of registration as such issued under authority of National Council of State Boards of Engineering Examiners, or National Bureau of Engineering Registration, or any State or Territory or Possession of the United States, or any Country, under certain conditions; providing the grounds on which the Board may revoke certificates of registration and for hearings on such charges; providing for suit against Board in certain District Courts in reference to issuing licenses or to annul or vacate order of Board

revoking certificate of registration; defining as a misdemeanor certain acts committed after the first day of January, 1940; prescribing the penalties for such violations and that each day of such violation shall be a separate offense; prescribing duties of Board in connection with enforcement of provisions of Act and duties of Attorney General and his assistant as legal adviser of Board; declaring certain legislative intent in respect to this Act; repealing conflicting laws, provided, however, that this Act shall not be construed as repealing or amending any law affecting or regulating licensed State Land Surveyors and that Licensed State Land Surveyors in performing their duties as such shall not be subject to the provisions of this Act; and further providing that this Act shall not be construed to affect or prevent the practice of any other legally recognized profession by members of such profession licensed by the State or under its authority."

Referred to the Committee on State Affairs.

By Mr. Loggins:

H. B. No. 383, A bill to be entitled "An Act to aid conservation districts, navigation districts, conservation and reclamation districts, flood control districts, and river authorities, created by Acts of the Legislature of this State, in carrying out the powers, duties and functions conferred upon such districts and river authorities by the Legislature; granting and donating to such districts and river authorities for a period of twenty (20) years, fifty (50%) per cent of all the State ad valorem taxes for general revenue purposes upon the property and from persons in counties comprising, in whole or in part, such districts or river authorities, and declaring an emergency."

Referred to the Committee on State Affairs.

By Mr. Holland:

H. B. No. 384, A bill to be entitled "An Act providing that the Governor of the State of Texas shall appoint one member of each administrative board or commission not created by the Constitution, as executive director thereof, abolishing conflicting offices, defining the duties of such executive

director, and declaring an emergency."

Referred to the Committee on State Affairs.

By Mr. Pope:

H. B. No. 385, A bill to be entitled "An Act to repeal House Bill No. 18, Chapter 400 of the General Laws of the Forty-fourth Legislature, First Called Session, entitled: 'An Act requiring licenses for the operation, maintenance, opening or establishment of stores in this State, prescribing the license and filing fee to be paid therefor, and the disposition thereof, providing for certain exceptions, and fixing the powers and duties of the Comptroller of Public Accounts in connection therewith; making an appropriation; prescribing license fees for certain utility merchandising service; providing that this Act shall apply to every person, agent, receiver, trustee, firm, corporation, co-partnership or association, either domestic or foreign, which is controlled or held with others by majority stock ownership or ultimately controlled or directed by one management or association of ultimate management; defining stores; defining certain violations to be offenses; prescribing penalties for the violation thereof; providing if any part of this Act is declared unconstitutional or invalid, it shall not affect the validity of the remainder of the Act, and declaring an emergency."

Referred to the Committee on Revenue and Taxation.

By Mr. Harper and Mr. Wood:

H. B. No. 386, A bill to be entitled "An Act providing a closed season for fishing on Caddo Lake; a suitable penalty for violation of any provision of this Act; repealing all conflicting laws, and declaring an emergency."

Referred to the Committee on Game and Fisheries.

By Mr. Cornett:

H. B. No. 387, A bill to be entitled "An Act to amend Article 1970-314 Revised Civil Statutes of Texas, 1925, by diminishing the jurisdiction of the County Court of Red River County, Texas, in certain criminal cases; and conforming the jurisdiction of the District Court of such County to such change; repealing all laws in conflict

herewith, and declaring an emergency."

Referred to the Committee on Judiciary.

By Mr. Westbrook:

H. B. No. 388, A bill to be entitled "An Act amending Article 1460, Title 17, Chapter 12 of the penal code of the State of Texas, 1925, making it unlawful to mark or brand any unmarked or unbranded stock with a mark or brand not upon record, or to use any mark or brand or distinguishing device upon any animal not of record, or to record or attempt to record in any county of this State more than one such brand, mark or device by any individual, affixing penalties therefor, and declaring an emergency."

Referred to the Committee on Criminal Jurisprudence.

By Mr. Kersey, Mr. Leyendecker, Mr. Holland, Mr. King, Mr. Crossley, Mr. Dean and Mr. Piner:

H. B. No. 389, A bill to be entitled "An Act requiring all railroad companies to equip cabooses with electric lights; providing a penalty; providing that if any section, sentence or clause shall be declared invalid, other sections or parts of the Act be not affected."

Referred to the Committee on Common Carriers.

By Mr. Nicholson, Mr. Kinard and Mr. Riviere:

H. B. No. 390, A bill to be entitled "An Act regulating fishing and the taking of shrimp in coastal waters; enacting prohibition and penalties in connection therewith; making the Act cumulative and repealing all conflicting laws, and declaring an emergency."

Referred to the Committee on Game and Fisheries.

By Mr. Nicholson, Mr. Kinard and Mr. Riviere:

H. B. No. 391, A bill to be entitled "An Act regulating the taking of fish and shrimp in the tidal waters of this State; providing that it shall be lawful to use strike nets, gill nets, trammel nets or shrimp trawls in the open waters of East Galveston Bay in the Counties of Galveston and Chambers, and in certain waters of Galveston

Bay, during the period beginning August 15 and ending May 15 of each year; making it unlawful to use certain nets contrary to the provisions of Chapter 119, page 269, Acts of the Regular Session of the Forty-first Legislature; providing that it shall be unlawful to have in possession certain seines or nets in or on any of the tidal waters of this State where said nets are prohibited from being used in taking fish or shrimp unless same is on board a vessel when in port or enroute to or from the Gulf of Mexico; providing for seizure of said nets by officers of the State and for trial of defendant; fixing a penalty; repealing all laws in conflict herewith, and declaring an emergency."

Referred to the Committee on Game and Fisheries.

By Mr. Nicholson, Mr. Kinard and Mr. Riviere:

H. B. No. 392, A bill to be entitled "An Act applicable to the Counties of Mason, Menard, Kerr, Schleicher, Crockett, Sutton, Kimble, Real, Edwards, Blanco, Llano, Kendall, Gillespie, El Paso, Hudspeth, Culberson, Val Verde, Kinney, Maverick, Terrell, Brewster, Harris, and Jefferson, State of Texas; requiring a resident hunting license of any resident citizen of this State hunting in said Counties, with certain exemptions; requiring a resident fishing license of any resident citizen of this State fishing in said Counties, with certain exemptions; providing that no such fishing license shall be necessary in salt water; requiring operators of shooting preserves to act as agents of the Game, Fish and Oyster Commission and to remit to said Commission ten (10%) per cent of all amounts collected for shooting privileges; defining a shooting preserve operator; requiring a report from such operators; providing for the remittance to the Game, Fish and Oyster Commission of all funds collected under the provisions of this Act and providing for the disposition of same; providing suitable penalties for violation of any provision of this Act; repealing all laws insofar as they conflict with any provision of this Act; providing the rule of construction, and declaring an emergency."

Referred to the Committee on Game and Fisheries.

By Mr. Dean:

H. B. No. 393, A bill to be entitled "An Act to reorganize the 104th Judicial District of the State of Texas; and to prescribe the time, and fix the terms of holding the courts in the several counties thereof; and to conform all writs and process from such courts to such changes, and to make all process issued or served before this Act takes effect, including recognizances and bonds, returnable to the terms of court in the several counties of said District as herein fixed, and to validate old process and to validate the summoning of grand and petit jurors and juries; repealing all laws and parts of laws in conflict herewith and fixing the time when this Act shall become effective, and declaring an emergency."

Referred to the Committee on Judicial Districts.

By Mr. Dean:

H. B. No. 394, A bill to be entitled "An Act to require school buses to carry fire extinguishers as regular equipment, providing certain specifications, and declaring an emergency."

Referred to the Committee on Education.

By Mr. Dean:

H. B. No. 395, A bill to be entitled "An Act authorizing the County Judge to employ a stenographer or secretary in any county having a population of not more than seven thousand and fifteen (7,015) and not less than six thousand, six hundred and eighty-five (6,685) inhabitants, according to the last preceding census; regulating the salary of same; providing for payment of salary; providing for removal, and declaring an emergency."

Referred to the Committee on Counties.

By Mr. Keith, Mr. Smith of Matagorda, Mr. Baker of Grayson, Mr. Leonard, Mr. Burkett, Mr. Waggoner, Mr. Worley, Mr. Russell, Mr. Mays, Mr. Wells and Mr. McDonald:

H. B. No. 396, A bill to be entitled "An Act acknowledging the legal, moral and implied obligation of the State to compensate and reimburse counties and defined road districts for expenditures on highways now and heretofore constituting a part of the system of State Highways and other roads not constituting a part of the

State Highway System; expressly providing that the burden of maintenance and operation of lateral roads shall not be assured by the State; defining certain words and expressions as used in the Act; providing that all further improvement of State Highways shall be under the control of the State Highway Department and that no further improvement of State Highways shall be made with the aid of or with money furnished by counties or districts except that the Act shall not affect binding contracts now existing between the State Highway Department and the Commissioners' Courts for any county or district; directing the State Highway Commission to maintain and construct State Highways from available funds; providing that all money in the State Highway Fund including Federal aid money shall be subject to appropriation by the Legislature for purposes named herein; prescribing the duties of the Comptroller of Public Accounts with reference to the collection and allocation of occupation or excise tax paid on the business of selling gasoline; providing that such taxes collected on and after October 1, 1932, after deducting refunds shall be allocated one-fourth to the Available Free School Fund, one-fourth to the State Board of Road Indebtedness Fund and the balance to the State Highway Fund; providing that all bonds, warrants or other evidences of indebtedness which mature on and after January 1, 1940, and which were issued prior to January 1, 1939, by counties and districts in the construction of either State Highways or lateral roads shall be eligible to participate in monies allocated to said State Board of Road Indebtedness Fund, less the amount required to be accumulated in the sinking funds of each respective county and district; providing the method of determining the amount of such eligible indebtedness; providing that the State Board of Road Indebtedness shall perform the duties imposed by Chapter 13, Acts of the Third Called Session of the Forty-second Legislature and amendments thereto; providing that said Board shall consist of the Comptroller of Public Accounts, the State Treasurer and a Chairman-director who shall devote his entire time to the business of the Board; providing for the appointment and confirmation of such Chairman-director, his term of

office and salary; prescribing the general authority, procedure and duties of said Board and the members thereof; dividing the county and district road indebtedness into 'Class A' indebtedness the proceeds of which were used for improvement of State Highways, and 'Class B' indebtedness the proceeds of which were used for the improvement of lateral roads; providing that the money in the State Board of Road Indebtedness Fund shall be used first to pay all interest scheduled to mature on all 'Class A' indebtedness, second to pay all maturing principal on 'Class A' indebtedness, third to pay interest on all 'Class B' indebtedness to the extent of two per cent (2%) or more if the Board finds that adequate funds are available, and fourth, to pay the maturing principal of all issues of 'Class B' indebtedness; providing that no contractual duties between any county or district and the owner of present indebtedness thereof shall be impaired; prescribing the duties of the County Treasurer of the various counties; providing that the Commissioners' Court may refund any eligible debt if the State Board of Road Indebtedness approves the maturities and interest rate or rates of such refunding obligations and said Board may require said Court to refund eligible obligations in certain instances; appropriating all money or moneys deposited to the credit of the State Board of Road Indebtedness Fund up to September 1, 1941, for the payment of eligible indebtedness and prescribing the duties of the Comptroller and Treasurer and the method of making such payments; requiring all securities held in the sinking funds of various counties and districts to be forwarded to the State Treasurer; providing that counties which fail to comply with this Act shall not participate in any of the benefits hereof; providing that this Act shall not be construed to authorize the giving or lending of the State's credit to any county or district and that all such eligible indebtedness shall remain indebtedness of the respective counties and districts and that this Act shall not obligate the State for the payment of such indebtedness; providing that whenever all principal and interest of 'Class A' indebtedness of any county or district is paid title and possession of all State Highways in such county or district

shall vest in the State, and when all 'Class B' indebtedness of any county or district is paid title and possession of all lateral roads in such county or district shall vest in the State; providing that if any provision of this Act or the application thereof to any person or situation shall be held invalid such invalidity shall not affect any other provision of this Act or the application thereof to any other person or situation; providing that Chapter 13, Acts of the Third Called Session of the Forty-second Legislature and Acts amendatory thereof and supplemental thereto shall remain in force as to the said State Board of Road Indebtedness Fund to and including December 31, 1939, and that no part of said Fund shall be used to pay principal or interest on 'Class B' indebtedness prior to January 1, 1940; providing that this Act shall not repeal said Chapter 13 as amended, until the provisions of this Act become effective on January 1, 1940; providing that in the event the Constitution is amended so as to make a designated part of money collected on the business of selling gasoline available for the payment of eligible indebtedness this Act shall afford the procedure for giving effect to such amendment; repealing all laws or parts of laws in conflict herewith; enacting provisions incident to and relating to the subject, and declaring an emergency."

Referred to the Committee on Highways and Motor Traffic.

#### HOUSE JOINT RESOLUTIONS ON FIRST READING

The following House Joint Resolutions, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Hardin:

H. J. R. No. 23, A joint resolution proposing an amendment to the Constitution of the State of Texas, amending Article 8, Section 1-a, raising the assessed taxable valuation of all residence homesteads exempt from taxation for State purposes to \$5,000.00, providing for the submission of this amendment to the voters of this State, providing for the proclamation of said election by the Governor and the publication thereof,

making appropriation therefor and prescribing the form of ballot.

Referred to the Committee on Constitutional Amendments.

By Mr. Hardin:

H. J. R. No. 24, A joint resolution proposing an amendment to the Constitution of the State of Texas, amending Article 8, Section 1, upon graduated land acreage tax based upon the number of acres of land owned, providing for the submission of this amendment to the voters of this State, providing for the proclamation of said election by the Governor and the publication thereof, making appropriation therefor and prescribing the form of ballot.

Referred to the Committee on Constitutional Amendments.

By Mr. Baker of Fort Bend:

H. J. R. No. 25, A joint resolution proposing an amendment to Sections 1 and 18 of Article 8 of the Constitution of the State of Texas providing that taxation of real property shall be equal and uniform; and all property whether owned by natural persons or corporations other than municipal shall be taxed in proportion to its value as may be ascertained as provided by law; that the Legislature may make reasonable classification of all property other than real property for the purposes of taxation and may impose different rates thereon; provided that the taxation of property in any class be equal and uniform; and providing that the Legislature may impose a poll tax and may impose an occupation tax on natural persons and corporations other than municipal doing any business in the State except that persons engaged in mechanical and agricultural pursuits shall never be required to pay an occupation tax; that it may tax incomes of both natural persons and corporations other than municipal; exempting \$250.00 worth of household and kitchen furniture belonging to each family in this State; providing further that the occupation tax levied by any county, city or town for any year on persons or corporations pursuing any professional business shall not exceed one-half of the tax levied by the State for the same period; providing that the Legislature shall have authority by general law to provide for equalizing as near as may be the valuation of all property subject to or rendered for taxation; and

providing that the County Commissioners' Court shall constitute a board of equalization for the purpose of equalizing the value of all farm lands, ranch lands, timber lands, town and city lots with improvements thereon, all household furnishings, farm implements and livestock in the several counties.

Referred to the Committee on Constitutional Amendments.

#### BILLS ORDERED NOT PRINTED

On motion of Mr. Crossley, House Bill No. 236 was ordered not printed.

On motion of Mr. Clark, House Bill No. 147 was ordered not printed.

On motion of Mr. Derden, House Bills Nos. 324 and 325 were ordered not printed.

On motion of Mr. Robinson, House Bill No. 321 was ordered not printed.

On motion of Mr. Lock, House Bill No. 367 was ordered not printed.

#### ADDITIONAL SIGNER OF HOUSE BILL NO. 315

By unanimous consent of the House, Mr. White was authorized to sign H. B. No. 315, as co-author of same.

#### REPORT OF COMMITTEE TO INVESTIGATE ORDER AND EFFICIENCY OF PAGES

Mr. Stinson submitted the following report:

February 1, 1939.

Hon. Emmett Morse, Speaker of the House.

Sir: Your Special Committee heretofore appointed to make recommendations for better order and more efficiency among the pages has had same under consideration and respectfully report as follows:

1. We recommend that a group of four pages be stationed on each side of the doorway at the rear of the Hall; that two groups of three pages each be stationed at convenient points on either side of the Hall, and that two pages be stationed in front on each side of the Hall;

2. Further recommend that seats or benches be provided for these pages and that the pages occupy such seats when not in the discharge of their duties during the sessions of the House;

3. That the Contingent Expense Committee be authorized and directed

to purchase two additional seats or benches for the pages, the cost, type and design of such seats and benches to be left to the judgment and discretion of the Contingent Expense Committee;

4. That the Sergeant-at-Arms and his assistants exercise supervision and direction of the pages in accordance with these recommendations;

5. It is the intention of the committee that these recommendations be liberally construed to accommodate the contingencies that may arise from time to time and with the realization that boys are naturally restless and may not at all times strictly conform to these recommendations and that due consideration of this fact should be given in order that no unusual or harsh criticism of the pages be indulged in by reason of any minor infraction of such rules.

6. It is further intention of the committee that these recommendations be not considered as rules of the House but merely directory suggestions which may be altered from time to time by the Speaker or under his direction to meet the needs and requirements of the Members and to secure the best order and greatest efficiency from the pages.

7. If more pages are employed than necessary to fill the stations mentioned above, such extra pages shall be expected to station themselves under the direction of the Sergeant-at-Arms at such points about the Hall as may be most convenient and serviceable to the Members.

Respectfully submitted,

STINSON,  
HARRELL of Bastrop,  
LANGDON,  
TALBERT,  
LEONARD,

Committee.

#### PROVIDING FOR INVESTIGATION OF GASOLINE TAX REFUND

Mr. Alsup offered the following resolution:

H. S. R. No. 107, Providing for investigation of gasoline tax refund.

Whereas, The gasoline tax refund continues to increase in amount from month to month; and

Whereas, It is believed that a large amount of this refund is due to loop holes in the law or is due to the fact that it is being refunded to peo-

ple or corporations that under the present law are rightfully entitled to the refund, but as a matter of justice probably are not entitled to said refund; now, therefore, be it

Resolved, That the Committee to Examine the Comptroller's Accounts be authorized to make a thorough and just investigation relative to the gasoline tax refund and to make recommendations to this House, as they deem necessary, to correct the present law which they believe just to prevent refunds to people who are not entitled to same, and that said committee report its findings to the House of Representatives not later than February 12th.

The resolution was read second time.

Mr. Boyer moved that the resolution be referred to the Committee on Revenue and Taxation.

Mr. Alsup moved to table the motion to refer.

The motion to table prevailed.

Question then recurring on the resolution by Mr. Alsup, it was adopted.

#### EXTENDING CONGRATULATIONS OF THE HOUSE

Mr. Davis of Upshur offered the following resolution:

H. S. R. No. 108, Extending congratulations of the House.

Whereas, On the 1st day of February, 1939, the Stork, acting as an agent of Almighty God, for the purpose of adding sunshine and happiness to the home of Mr. and Mrs. W. E. Badgett of Galveston, Texas, delivered to them four (4) fine bouncing young daughters who are reported to be hale and hearty; and

Whereas, Blessings of this kind are a rarity, and this being the second occasion of the kind known to have ever happened in the State of Texas; therefore, be it

Resolved by the House of Representatives of the Forty-sixth Legislature of the State of Texas, That they extend to Mr. and Mrs. Badgett its congratulations and best wishes for the future health, happiness and prosperity for said babies, and that the family be furnished a copy of this resolution with the names of all the Members of the House added.

The resolution was read second time, and was adopted.



HOUSE BILL NO. 24 PRINTED ON  
MINORITY REPORT

Mr. Smith of Matagorda moved that House Bill No. 24, reported adversely with a minority favorable report, be printed.

Question recurring on the motion by Mr. Smith of Matagorda, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—83

|                    |                  |
|--------------------|------------------|
| Alsup              | Isaacks          |
| Bailey             | Keith            |
| Baker              | Kennedy          |
| of Fort Bend       | Kern             |
| Baker of Grayson   | Kerr             |
| Blankenship        | Kersey           |
| Bond               | King             |
| Boyd               | Langdon          |
| Bradbury           | Leyendecker      |
| Bray               | Lock             |
| Bridgers           | London           |
| Broadfoot          | McDonald         |
| Brown of Cherokee  | McMurry          |
| Brown              | Morris           |
| of Nacogdoches     | Oliver           |
| Bundy              | Olsen            |
| Burkett            | Pace             |
| Burney             | Petsch           |
| Cauthorn           | Piner            |
| Chambers           | Reader of Erath  |
| Cleveland          | Reaves           |
| Cockrell           | Roach            |
| Coleman            | Roberts          |
| Cornett            | Russell          |
| Corry              | Segrist          |
| Crossley           | Skiles           |
| Davis of Jasper    | Smith of Frio    |
| Dean               | Smith of Hopkins |
| Dowell             | Smith            |
| Faulkner           | of Matagorda     |
| Ferguson           | Spencer          |
| Fielden            | Stoll            |
| Fuchs              | Talbert          |
| Galbreath          | Tarwater         |
| Gilmer             | Taylor           |
| Hale               | Thornberry       |
| Hardeman           | Weldon           |
| Harp               | Wells            |
| Harper             | Westbrook        |
| Harrell of Bastrop | White            |
| Holland            | Wood             |
| Howington          | Worley           |
| Hunt               | Wright           |

Nays—42

|          |              |
|----------|--------------|
| Allen    | Colquitt     |
| Allison  | Colson, Mrs. |
| Anderson | Dickson      |
| Boyer    | Dickson      |
| Clark    | Goodman      |

|                    |             |
|--------------------|-------------|
| Hamilton           | Pevehouse   |
| Hankamer           | Pope        |
| Harrell of Lamar   | Reed        |
| Harris             | Rhodes      |
| Hartzog            | Riviere     |
| Heflin             | Robinson    |
| Howard             | Schuenemann |
| Hull               | Shell       |
| Johnson of Tarrant | Stinson     |
| Kinard             | Tennant     |
| Lehman             | Thornton    |
| McAlister          | Turner      |
| McDaniel           | Vint        |
| McNamara           | Voigt       |
| Montgomery         | Waggoner    |
| Nicholson          | Wilson      |

Present—Not Voting

Gordon, Mrs.

Absent

|                  |                 |
|------------------|-----------------|
| Celaya           | Little          |
| Davis of Upshur  | Loggins         |
| Derden           | Mohrmann        |
| Dwyer            | Newell          |
| Felty            | Ragsdale        |
| Hardin           | Reader of Bexar |
| Johnson of Ellis | Vale            |
| Leonard          | Winfree         |

Absent—Excused

|          |           |
|----------|-----------|
| Bell     | Mays      |
| Bradford | McFarland |
| Daniel   | Monkhouse |
| Donaghey |           |

## REASON FOR VOTE

I favor an investigation by the Attorney General of the cement trust.  
SPENCER.

## MESSAGE FROM THE SENATE

Austin, Texas, February 2, 1939.

Hon. Emmett Morse, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House the Senate has passed the following:

H. C. R. No. 28, Granting to each House permission to adjourn from Thursday, February 2, 1939, to Monday, February 6, 1939.

S. C. R. No. 4, Inviting Dr. Homer Price Rainey to address a Joint Session of the Senate and House Monday, February 6, 1939, at 11:40 a. m.

Senate concurred in House amendments to Senate Bill No. 119 by the following vote: Yeas, 26; Nays, 2.

Respectfully,

BOB BARKER,  
Secretary of the Senate.

### AUTHORIZING THE LOAN OF CERTAIN HIGHWAY EQUIPMENT

Mrs. Colson offered the following resolution:

H. C. R. No. 29, Authorizing the loan of certain highway equipment.

Whereas, The County of Grimes, Texas, is in need of a scarifier for use on County roads; and

Whereas, The State Highway Department has such equipment desired; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the State Highway Department be authorized to lend said equipment to the County of Grimes, Texas.

COLSON, MRS.  
McDONALD.

The resolution was read second time, and was adopted.

(Mr. Bradbury in the Chair.)

### CONCERNING CERTAIN PROP- ERTY OF THE HOUSTON LIGHT GUARD VETERANS ASSOCIATION, INC.

Mr. Howard offered the following resolution:

H. C. R. No. 30, Accepting a donation from the Houston Light Guard Veterans Association, Inc., of certain lots and a building located within the City of Houston, for the maintenance of a permanent armory for Company G, 143rd Infantry, Texas National Guard, also known as the Houston Light Guard, and its successor, creating the Houston Light Guard Armory Board of Control, and directing the execution of a deed from the officers of the Houston Light Guard Veterans Association, Inc., conveying the property to the State of Texas, for the use and benefit of the Houston Light Guard, now designated as Company G, 143rd Infantry, Texas National Guard, and for those persons formerly members of the predecessors of this military unit, and for the successors of such military unit, however designated, and the members of such successor unit.

Whereas, The Houston Light Guard Veterans Association, Inc., at a meeting held on June 16, 1938, in accordance with its charter and by-laws, after due notice, there being a legal quorum of members and/or stockholders present in person and not by

proxy, passed a resolution directing its officers to convey to the State of Texas lots 1 and 2 and the adjoining south one-half of lot 3 and all of lot 12 in block 9, of the Empire Addition to the City of Houston, together with the improvements thereon, said conveyance to be for the use and benefit of the Houston Light Guard, now designated as Company G, 143rd Infantry, Texas National Guard, and for those persons formerly members of the predecessors of this military unit, and for the successors of such military unit, however designated, and the members of such successor unit; and

Whereas, It is provided in said resolution that the title to said property is to be transferred by said officers to the State of Texas at any time after the donation aforesaid has been accepted by the State and the Legislature should express a desire to have such transfer made; and

Whereas, The Legislature is desirous of perpetuating the memory of that historic and patriotic military company known as the Houston Light Guard, which has existed for 65 years, and which has variously borne the designation: Houston Light Guard; Company A, 1st Texas Infantry; Company A, 3rd Texas Infantry; and

Whereas, Said property and the improvements located thereon have been accumulated and paid for by said Houston Light Guard; and

Whereas, It will aid in the preservation of peace and will be beneficial to the public safety of the State of Texas and the citizens thereof if the property is held by the State of Texas for the sole and exclusive use and benefit of the Houston Light Guard, now designated as Company G, 143rd Infantry, Texas National Guard, and for those persons formerly members of the predecessors of this military unit, and for the successors of such military unit, however designated, and the members of such successor unit; and

Whereas, It has been determined that the said property is excellently suited for armory purposes and it having been made to appear that the title thereto has been approved by the Attorney General and that the same is now vested in fee simple in the Houston Light Guard Veterans Association, Inc., and the officers of said Association are now ready, willing

and anxious to execute and deliver a deed conveying the property to the State of Texas for the purposes and subject to the conditions herein set forth; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the donation on the part of the Houston Light Guard Veterans Association of Lots 1 and 2 and the adjoining south one-half of Lot 3 and all of Lot 12 in Block 9 of the Empire Addition to the City of Houston be and the same is hereby accepted and the officers of said Association are hereby directed to execute and deliver the proper deed conveying said land and premises unto the State for the purposes herein specified. The instrument after its execution shall be delivered to the Adjutant General of this State to be by him filed and recorded in the County Clerk's office of Harris County, Texas; be it further

Resolved, That when said property is used by the Houston Light Guard, now designated as Company G, 143rd Infantry, Texas National Guard, and by those persons formerly members of the predecessors of this military unit, and by the successors of such military unit, however designated, and by the members of such successor unit for the maintenance of an armory and to further effectuate the purposes of said military organization such use will aid in the preservation of peace and will further protect the public safety of the State of Texas and the citizens thereof and by such use a public service of wide-spread social benefit will be bestowed on the citizens of Texas as a whole; therefore, the officers of the Houston Light Guard Veterans Association are authorized and directed in executing the deed to the State of Texas to reserve the exclusive use and benefit of the premises to the Houston Light Guard, now designated as Company G, 143rd Infantry, Texas National Guard, and for those persons formerly members of the predecessors of this military unit, and for the successors of such military unit, however designated, and the members of such successor unit, and it is now hereby further expressly recognized that the above mentioned reservation will be beneficial to the citizens of the State of Texas as a whole, and it is accordingly expressly recognized that the State of Texas will hold said property herein de-

scribed as a public charitable trust; be it further

Resolved, That in view of the benefits herein described which will accrue to the citizens of the State of Texas as a whole from the use of said aforementioned property by the Houston Light Guard, now designated as Company G, 143rd Infantry, Texas National Guard, and for those persons formerly members of the predecessors of this military unit, and for the successors of such military unit, however designated, and the members of such successor unit, it is further recognized that the State of Texas will take title to said property subject to the condition that it will be used exclusively by the Houston Light Guard, now designated as Company G, 143rd Infantry, Texas National Guard, and for those persons formerly members of the predecessors of this military unit, and for the successors of such military unit, however designated, and the members of such successor unit; be it further

Resolved, That a board is hereby created to discharge such duties as may befall the State of Texas in the management and control of the property, the donation of which is hereby accepted, which board shall consist of the Governor of the State of Texas, the Adjutant General of the State of Texas, and three (3) senior active general officers of the 36th Division, Texas National Guard, or the three (3) senior active general officers of any successor military company, and the President and Board of Trustees of the Houston Light Guard Veterans Association, Inc. The board shall be known as the "Houston Light Guard Armory Board of Control". This Board shall keep a complete record of all its proceedings. A majority of said Board shall constitute a quorum for the transaction of business; be it further

Resolved, That thanks be extended to the donors of the property and that deep appreciation of the truly patriotic motives impelling such a donation be and the same is hereby expressed on behalf of the Legislature as well as the State and the general public to the Houston Light Guard Veterans Association, Inc., and the members thereof; and, be it further

Resolved, That a copy of this resolution be forwarded to the officers

of said donor for their information and guidance.

The resolution was read second time.

Mr. Cornett moved that the resolution be referred to the Committee on Military Affairs.

Mr. Howard moved to table the motion to refer.

The motion to table was lost.

Question then recurring on the motion, by Mr. Cornett, to refer the resolution to the Committee on Military Affairs, it prevailed.

#### INVITING DR. HOMER PRICE RAINEY TO ADDRESS THE LEGISLATURE

The Chair laid before the House, for consideration at this time, the following resolution: Senate Concurrent Resolution No. 4, Inviting Dr. Homer Price Rainey to address the Legislature.

Whereas, Dr. Homer Price Rainey, recently appointed President of the University of Texas, is visiting in Austin; now, therefore, be it

Resolved by the Senate of Texas, the House concurring, That Dr. Rainey be invited to address a Joint Session of the Senate and House Monday, February 6, 1939, at eleven forty (11:40) a. m.

The resolution was read second time, and was adopted.

#### SENATE BILL NO. 25 ON SECOND READING

The Chair laid before the House, on its second reading and passage to third reading,

S. B. No. 25, A bill to be entitled "An Act authorizing the refunding of Texas relief bonds, first series, prescribing the duties and authority of the Texas Bond Commission in connection with the calling and refunding of said bonds at a lower rate of interest, prescribing the terms and conditions for the issuance and payment of said refunding bonds, providing that Section 5 of Chapter 37, Acts of the First Called Session of the Forty-third Legislature, shall not apply to said refunding bonds, making an appropriation for the payment of principal and interest of said refunding bonds for the biennium, and declaring an emergency."

The bill was read second time.

Mr. Bond offered the following amendment to the bill:

Amend Senate Bill No. 25, page 3, lines 21, 22 and 23, by striking out the words "The provisions of Section 5 of said Chapter 37 shall not apply to the said Texas Relief Refunding Bonds, First Series".

(Speaker in the Chair.)

Question recurring on the amendment by Mr. Bond, it was adopted.

Senate Bill No. 25 was then passed to third reading.

#### SENATE BILL NO. 25 ON THIRD READING

Mr. Bond moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 25 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—127

|                   |                    |
|-------------------|--------------------|
| Alsup             | Ferguson           |
| Anderson          | Fielden            |
| Bailey            | Fuchs              |
| Baker             | Galbreath          |
| of Fort Bend      | Gilmer             |
| Baker of Grayson  | Gordon, Mrs.       |
| Blankenship       | Hamilton           |
| Bond              | Hankamer           |
| Boyd              | Hardeman           |
| Boyer             | Hardin             |
| Bradbury          | Harp               |
| Bray              | Harper             |
| Bridgers          | Harrell of Bastrop |
| Broadfoot         | Harrell of Lamar   |
| Brown of Cherokee | Harris             |
| Brown             | Hartzog            |
| of Nacogdoches    | Heflin             |
| Bundy             | Holland            |
| Burkett           | Howard             |
| Burney            | Howington          |
| Cauthorn          | Hull               |
| Chambers          | Hunt               |
| Clark             | Isaacks            |
| Cleveland         | Johnson of Ellis   |
| Cockrell          | Johnson of Tarrant |
| Coleman           | Keith              |
| Colquitt          | Kennedy            |
| Colson, Mrs.      | Kern               |
| Cornett           | Kerr               |
| Crossley          | Kersey             |
| Davis of Jasper   | Kinard             |
| Davis of Upshur   | King               |
| Dean              | Langdon            |
| Derden            | Lehman             |
| Dickison          | Leonard            |
| Dickson           | Leyendecker        |
| Dowell            | Little             |
| Faulkner          | Lock               |

|                 |                  |
|-----------------|------------------|
| Loggins         | Segrist          |
| London          | Shell            |
| McAlister       | Skiles           |
| McDaniel        | Smith of Frio    |
| McDonald        | Smith of Hopkins |
| McMurry         | Smith            |
| McNamara        | of Matagorda     |
| Mohrmann        | Stinson          |
| Montgomery      | Stoll            |
| Morris          | Talbert          |
| Newell          | Tarwater         |
| Oliver          | Taylor           |
| Olsen           | Tennant          |
| Pace            | Thornberry       |
| Pevehouse       | Thornton         |
| Piner           | Turner           |
| Ragsdale        | Vale             |
| Reader of Erath | Vint             |
| Reaves          | Voigt            |
| Reed            | Waggoner         |
| Rhodes          | Weldon           |
| Riviere         | Wells            |
| Roach           | Wilson           |
| Roberts         | Winfree          |
| Robinson        | Wood             |
| Russell         | Worley           |
| Schuenemann     | Wright           |

## Nays—2

Allen

Spencer

## Present—Not Voting

Goodman

## Absent

|         |                 |
|---------|-----------------|
| Allison | Nicholson       |
| Celaya  | Petsch          |
| Corry   | Pope            |
| Dwyer   | Reader of Bexar |
| Felty   | Westbrook       |
| Hale    | White           |

## Absent—Excused

|          |           |
|----------|-----------|
| Bell     | Mays      |
| Bradford | McFarland |
| Daniel   | Monkhouse |
| Donaghey |           |

The Speaker then laid Senate Bill No. 25 before the House on its third reading and final passage.

The bill was read third time.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

Senate Bill No. 25 was passed by the following vote:

## Yeas—132

|          |                  |
|----------|------------------|
| Alsup    | Baker            |
| Anderson | of Fort Bend     |
| Bailey   | Baker of Grayson |

|                    |                  |
|--------------------|------------------|
| Blankenship        | Kersey           |
| Bond               | Kinard           |
| Boyd               | King             |
| Boyer              | Langdon          |
| Bradbury           | Lehman           |
| Bray               | Leyendecker      |
| Bridgers           | Little           |
| Broadfoot          | Lock             |
| Brown of Cherokee  | Loggins          |
| Brown              | London           |
| of Nacogdoches     | McAlister        |
| Bundy              | McDaniel         |
| Burkett            | McDonald         |
| Burney             | McMurry          |
| Cauthorn           | McNamara         |
| Chambers           | Mohrmann         |
| Clark              | Montgomery       |
| Cleveland          | Morris           |
| Cockrell           | Newell           |
| Coleman            | Oliver           |
| Colquitt           | Olsen            |
| Colson, Mrs.       | Pace             |
| Cornett            | Pevehouse        |
| Corry              | Piner            |
| Crossley           | Ragsdale         |
| Davis of Jasper    | Reader of Erath  |
| Davis of Upshur    | Reaves           |
| Dean               | Reed             |
| Derden             | Rhodes           |
| Dickison           | Riviere          |
| Dickson            | Roach            |
| Dowell             | Roberts          |
| Dwyer              | Robinson         |
| Faulkner           | Russell          |
| Ferguson           | Schuenemann      |
| Fielden            | Segrist          |
| Fuchs              | Shell            |
| Galbreath          | Skiles           |
| Gilmer             | Smith of Frio    |
| Goodman            | Smith of Hopkins |
| Gordon, Mrs.       | Smith            |
| Hale               | of Matagorda     |
| Hamilton           | Spencer          |
| Hankamer           | Stinson          |
| Hardeman           | Stoll            |
| Hardin             | Talbert          |
| Harp               | Taylor           |
| Harper             | Tennant          |
| Harrell of Bastrop | Thornberry       |
| Harrell of Lamar   | Thornton         |
| Harris             | Turner           |
| Hartzog            | Vale             |
| Heflin             | Vint             |
| Holland            | Voigt            |
| Howard             | Waggoner         |
| Howington          | Weldon           |
| Hull               | Wells            |
| Hunt               | Westbrook        |
| Isaacks            | White            |
| Johnson of Ellis   | Wilson           |
| Johnson of Tarrant | Winfree          |
| Keith              | Wood             |
| Kennedy            | Worley           |
| Kern               | Wright           |
| Kerr               |                  |

## Present—Not Voting

Allen

## Absent

|           |                 |
|-----------|-----------------|
| Allison   | Petsch          |
| Celaya    | Pope            |
| Felty     | Reader of Bexar |
| Leonard   | Tarwater        |
| Nicholson |                 |

## Absent—Excused

|          |           |
|----------|-----------|
| Bell     | Mays      |
| Bradford | McFarland |
| Daniel   | Monkhouse |
| Donaghey |           |

## REASON FOR VOTE

Explanation of vote on Bond's motion to suspend rules:

"I should like time to determine if this would change the meaning of bill."

SPENCER.

## SENATE BILL NO. 84 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 84, A bill to be entitled "An Act to create a more efficient road law for Randall County, etc., and declaring an emergency."

The bill was read second time, and was passed to third reading.

(Mr. Leonard in the Chair.)

## SENATE BILL NO. 84 ON THIRD READING

Mr. Little moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 84 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—134

|                  |                   |
|------------------|-------------------|
| Allen            | Boyer             |
| Allison          | Bradbury          |
| Alsup            | Bray              |
| Anderson         | Bridgers          |
| Bailey           | Broadfoot         |
| Baker            | Brown of Cherokee |
| of Fort Bend     | Brown             |
| Baker of Grayson | of Nacogdoches    |
| Blankenship      | Bundy             |
| Bond             | Burkett           |
| Boyd             | Burney            |

|                    |                  |
|--------------------|------------------|
| Cauthorn           | Little           |
| Celaya             | Lock             |
| Chambers           | Loggins          |
| Clark              | London           |
| Cleveland          | McAlister        |
| Cockrell           | McDaniel         |
| Coleman            | McMurry          |
| Colquitt           | McNamara         |
| Colson, Mrs.       | Mohrmann         |
| Cornett            | Montgomery       |
| Corry              | Morris           |
| Crossley           | Newell           |
| Davis of Jasper    | Oliver           |
| Davis of Upshur    | Pace             |
| Dean               | Petsch           |
| Derden             | Pevehouse        |
| Dickison           | Piner            |
| Dickson            | Ragsdale         |
| Dowell             | Reader of Erath  |
| Dwyer              | Reed             |
| Faulkner           | Rhodes           |
| Ferguson           | Riviere          |
| Fielden            | Roach            |
| Fuchs              | Roberts          |
| Galbreath          | Robinson         |
| Gilmer             | Russell          |
| Goodman            | Schuenemann      |
| Gordon, Mrs.       | Segrist          |
| Hale               | Shell            |
| Hamilton           | Skiles           |
| Hankamer           | Smith of Frio    |
| Hardeman           | Smith of Hopkins |
| Hardin             | Smith            |
| Harp               | of Matagorda     |
| Harper             | Spencer          |
| Harrell of Bastrop | Stinson          |
| Harrell of Lamar   | Stoll            |
| Harris             | Talbert          |
| Hartzog            | Tarwater         |
| Heflin             | Taylor           |
| Holland            | Tennant          |
| Howard             | Thornberry       |
| Howington          | Thornton         |
| Hull               | Turner           |
| Hunt               | Vale             |
| Isaacks            | Vint             |
| Johnson of Ellis   | Voigt            |
| Johnson of Tarrant | Waggoner         |
| Keith              | Weldon           |
| Kennedy            | Wells            |
| Kern               | Westbrook        |
| Kerr               | White            |
| Kersey             | Wilson           |
| Kinard             | Winfree          |
| King               | Wood             |
| Langdon            | Worley           |
| Lehman             | Wright           |
| Leyendecker        |                  |

## Absent

|           |                 |
|-----------|-----------------|
| Felty     | Pope            |
| McDonald  | Reader of Bexar |
| Nicholson | Reaves          |
| Olsen     |                 |

## Absent—Excused

|          |           |
|----------|-----------|
| Bell     | Mays      |
| Bradford | McFarland |
| Daniel   | Monkhouse |
| Donaghey |           |

The Chair then laid Senate Bill No. 84 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

## Yeas—133

|                   |                    |
|-------------------|--------------------|
| Allen             | Hankamer           |
| Allison           | Hardeman           |
| Alsup             | Hardin             |
| Anderson          | Harp               |
| Bailey            | Harper             |
| Baker             | Harrell of Bastrop |
| of Fort Bend      | Harrell of Lamar   |
| Baker of Grayson  | Harris             |
| Blankenship       | Hartzog            |
| Bond              | Heflin             |
| Boyd              | Holland            |
| Boyer             | Howard             |
| Bradbury          | Howington          |
| Bray              | Hull               |
| Bridgers          | Hunt               |
| Broadfoot         | Isaacks            |
| Brown of Cherokee | Johnson of Ellis   |
| Brown             | Johnson of Tarrant |
| of Nacogdoches    | Keith              |
| Bundy             | Kennedy            |
| Burkett           | Kern               |
| Burney            | Kerr               |
| Cauthorn          | Kersey             |
| Celaya            | Kinard             |
| Chambers          | King               |
| Clark             | Langdon            |
| Cleveland         | Lehman             |
| Cockrell          | Leyendecker        |
| Coleman           | Little             |
| Colquitt          | Lock               |
| Colson, Mrs.      | Loggins            |
| Cornett           | London             |
| Corry             | McAlister          |
| Crossley          | McDaniel           |
| Davis of Jasper   | McMurry            |
| Dean              | McNamara           |
| Derden            | Mohrmann           |
| Dickison          | Montgomery         |
| Dickson           | Morris             |
| Dowell            | Newell             |
| Faulkner          | Nicholson          |
| Ferguson          | Oliver             |
| Fielden           | Pace               |
| Fuchs             | Petsch             |
| Galbreath         | Pevehouse          |
| Gilmer            | Piner              |
| Goodman           | Reader of Erath    |
| Gordon, Mrs.      | Reaves             |
| Hale              | Reed               |
| Hamilton          | Rhodes             |

|                  |            |
|------------------|------------|
| Riviere          | Taylor     |
| Roach            | Tennant    |
| Roberts          | Thornberry |
| Robinson         | Thornton   |
| Russell          | Turner     |
| Schuenemann      | Vale       |
| Segrist          | Vint       |
| Shell            | Voigt      |
| Skiles           | Waggoner   |
| Smith of Frio    | Weldon     |
| Smith of Hopkins | Wells      |
| Smith            | Westbrook  |
| of Matagorda     | White      |
| Spencer          | Wilson     |
| Stinson          | Winfree    |
| Stoll            | Wood       |
| Talbert          | Worley     |
| Tarwater         | Wright     |

## Absent

|                 |                 |
|-----------------|-----------------|
| Davis of Upshur | Olsen           |
| Dwyer           | Pope            |
| Felty           | Ragsdale        |
| McDonald        | Reader of Bexar |

## Absent—Excused

|          |           |
|----------|-----------|
| Bell     | Mays      |
| Bradford | McFarland |
| Daniel   | Monkhouse |
| Donaghey |           |

## SENATE BILL NO. 103 ON SECOND READING

The Chair laid before the House, on its second reading, and passage to third reading,

S. B. No. 103, A bill to be entitled "An Act permitting trustees of school districts in counties having a population of not less than five thousand, seven hundred and ninety-six (5,796) nor more than five thousand, eight hundred and ninety (5,890) inhabitants, according to the last preceding Federal Census, to issue time warrants for the purpose of taking up, refunding and extending indebtedness incurred for the legal maintenance of schools in said districts up to June 1, 1939; providing for the amount and maturity of such warrants and interest thereon and for the mode of payment, and declaring an emergency."

The bill was read second time, and was passed to third reading.

## SENATE BILL NO. 103 ON THIRD READING

Mr. Tarwater moved that the constitutional rule, requiring bills to be read on three several days, be sus-

pending, and that Senate Bill No. 103 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—131

|                    |                    |
|--------------------|--------------------|
| Allen              | Holland            |
| Allison            | Howard             |
| Anderson           | Howington          |
| Bailey             | Hull               |
| Baker              | Hunt               |
| of Fort Bend       | Isaacks            |
| Baker of Grayson   | Johnson of Ellis   |
| Blankenship        | Johnson of Tarrant |
| Bond               | Keith              |
| Boyd               | Kennedy            |
| Boyer              | Kern               |
| Bradbury           | Kerr               |
| Bray               | Kersey             |
| Bridgers           | Kinard             |
| Broadfoot          | King               |
| Brown of Cherokee  | Langdon            |
| Brown              | Lehman             |
| of Nacogdoches     | Leyendecker        |
| Bundy              | Little             |
| Burkett            | Lock               |
| Burney             | Loggins            |
| Cauthorn           | London             |
| Chambers           | McAlister          |
| Clark              | McDaniel           |
| Cleveland          | McMurry            |
| Cockrell           | McNamara           |
| Colquitt           | Mohrmann           |
| Colson, Mrs.       | Montgomery         |
| Cornett            | Morris             |
| Corry              | Newell             |
| Crossley           | Nicholson          |
| Davis of Jasper    | Oliver             |
| Davis of Upshur    | Pace               |
| Dean               | Petsch             |
| Derden             | Pevehouse          |
| Dickison           | Piner              |
| Dickson            | Ragsdale           |
| Dowell             | Reader of Erath    |
| Dwyer              | Reaves             |
| Faulkner           | Reed               |
| Ferguson           | Rhodes             |
| Fielden            | Riviere            |
| Fuchs              | Roach              |
| Galbreath          | Roberts            |
| Gilmer             | Robinson           |
| Goodman            | Russell            |
| Gordon, Mrs.       | Schuenemann        |
| Hale               | Segrist            |
| Hamilton           | Shell              |
| Hankamer           | Skiles             |
| Hardeman           | Smith of Frio      |
| Hardin             | Smith of Hopkins   |
| Harp               | Smith              |
| Harper             | of Matagorda       |
| Harrell of Bastrop | Spencer            |
| Harrell of Lamar   | Stinson            |
| Harris             | Stoll              |
| Heflin             | Talbert            |

|            |           |
|------------|-----------|
| Tarwater   | Weldon    |
| Taylor     | Wells     |
| Tennant    | Westbrook |
| Thornberry | White     |
| Thornton   | Wilson    |
| Turner     | Winfree   |
| Vale       | Wood      |
| Vint       | Worley    |
| Voigt      | Wright    |

Absent

|         |                 |
|---------|-----------------|
| Alsup   | McDonald        |
| Celaya  | Olsen           |
| Coleman | Pope            |
| Felty   | Reader of Bexar |
| Hartzog | Waggoner        |

Absent—Excused

|          |           |
|----------|-----------|
| Bell     | Mays      |
| Bradford | McFarland |
| Daniel   | Monkhouse |
| Donaghey |           |

The Chair then laid Senate Bill No. 103 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—132

|                   |                    |
|-------------------|--------------------|
| Allen             | Dean               |
| Allison           | Derden             |
| Alsup             | Dickison           |
| Anderson          | Dickson            |
| Bailey            | Dowell             |
| Baker             | Dwyer              |
| of Fort Bend      | Faulkner           |
| Baker of Grayson  | Ferguson           |
| Blankenship       | Fielden            |
| Bond              | Fuchs              |
| Boyd              | Galbreath          |
| Boyer             | Gilmer             |
| Bradbury          | Goodman            |
| Bray              | Gordon, Mrs.       |
| Bridgers          | Hale               |
| Broadfoot         | Hamilton           |
| Brown of Cherokee | Hankamer           |
| Brown             | Hardeman           |
| of Nacogdoches    | Hardin             |
| Burkett           | Harp               |
| Burney            | Harper             |
| Cauthorn          | Harrell of Bastrop |
| Chambers          | Harrell of Lamar   |
| Clark             | Harris             |
| Cleveland         | Hartzog            |
| Cockrell          | Heflin             |
| Colquitt          | Holland            |
| Colson, Mrs.      | Howard             |
| Cornett           | Howington          |
| Corry             | Hull               |
| Crossley          | Hunt               |
| Davis of Jasper   | Isaacks            |
| Davis of Upshur   | Johnson of Ellis   |



|                    |                  |
|--------------------|------------------|
| Johnson of Tarrant | Roberts          |
| Keith              | Robinson         |
| Kennedy            | Russell          |
| Kern               | Schuenemann      |
| Kerr               | Segrist          |
| Kersey             | Shell            |
| Kinard             | Skiles           |
| King               | Smith of Frio    |
| Langdon            | Smith of Hopkins |
| Lehman             | Smith            |
| Leyendecker        | of Matagorda     |
| Little             | Spencer          |
| Lock               | Stinson          |
| London             | Stoll            |
| McAlister          | Talbert          |
| McDaniel           | Tarwater         |
| McMurry            | Taylor           |
| McNamara           | Tennant          |
| Mohrmann           | Thornberry       |
| Montgomery         | Thornton         |
| Morris             | Turner           |
| Newell             | Vale             |
| Nicholson          | Vint             |
| Oliver             | Voigt            |
| Olsen              | Waggoner         |
| Pace               | Weldon           |
| Pevehouse          | Wells            |
| Piner              | Westbrook        |
| Ragsdale           | White            |
| Reader of Erath    | Wilson           |
| Reaves             | Winfree          |
| Reed               | Wood             |
| Rhodes             | Worley           |
| Riviere            | Wright           |
| Roach              |                  |

## Absent

|         |                 |
|---------|-----------------|
| Bundy   | McDonald        |
| Celaya  | Petsch          |
| Coleman | Pope            |
| Felty   | Reader of Bexar |
| Loggins |                 |

## Absent—Excused

|          |           |
|----------|-----------|
| Bell     | Mays      |
| Bradford | McFarland |
| Daniel   | Monkhouse |
| Donaghey |           |

SENATE BILL NO 72 ON SECOND  
READING

The Chair laid before the House, on its second reading, and passage to third reading,

S. B. No. 72, A bill to be entitled "An Act providing an open season for hunting wild quail in Guadalupe County, and declaring an emergency."

The bill was read second time, and was passed to third reading.

SENATE BILL NO. 72 ON THIRD  
READING

Mr. Voigt moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 72 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—125

|                    |                    |
|--------------------|--------------------|
| Allison            | Harris             |
| Alsup              | Hartzog            |
| Anderson           | Heflin             |
| Bailey             | Holland            |
| Baker              | Howard             |
| of Fort Bend       | Howington          |
| Baker of Grayson   | Hull               |
| Blankenship        | Hunt               |
| Bond               | Johnson of Ellis   |
| Boyd               | Johnson of Tarrant |
| Boyer              | Keith              |
| Bradbury           | Kennedy            |
| Bray               | Kern               |
| Bridgers           | Kerr               |
| Broadfoot          | Kersey             |
| Brown of Cherokee  | Kinard             |
| Brown              | King               |
| of Nacogdoches     | Langdon            |
| Bundy              | Lehman             |
| Burney             | Leyendecker        |
| Cauthorn           | Little             |
| Celaya             | Lock               |
| Chambers           | Loggins            |
| Clark              | London             |
| Cleveland          | McAlister          |
| Cockrell           | McDaniel           |
| Colquitt           | McMurry            |
| Colson, Mrs.       | McNamara           |
| Cornett            | Mohrmann           |
| Crossley           | Montgomery         |
| Davis of Jasper    | Morris             |
| Davis of Upshur    | Nicholson          |
| Dean               | Oliver             |
| Derden             | Olsen              |
| Dickson            | Pace               |
| Dickson            | Pevehouse          |
| Faulkner           | Piner              |
| Ferguson           | Ragsdale           |
| Fielden            | Reader of Erath    |
| Fuchs              | Reaves             |
| Galbreath          | Reed               |
| Gilmer             | Rhodes             |
| Goodman            | Riviere            |
| Gordon, Mrs.       | Roach              |
| Hale               | Roberts            |
| Hamilton           | Robinson           |
| Hankamer           | Russell            |
| Hardeman           | Schuenemann        |
| Harp               | Segrist            |
| Harper             | Shell              |
| Harrell of Bastrop | Skiles             |
| Harrell of Lamar   | Smith of Frio      |

|                  |           |
|------------------|-----------|
| Smith of Hopkins | Vint      |
| Smith            | Voigt     |
| of Matagorda     | Waggoner  |
| Spencer          | Weldon    |
| Stinson          | Wells     |
| Talbert          | Westbrook |
| Taylor           | White     |
| Tennant          | Wilson    |
| Thornberry       | Winfree   |
| Thornton         | Wood      |
| Turner           | Worley    |
| Vale             | Wright    |

Present—Not Voting

Allen

Absent

|         |                 |
|---------|-----------------|
| Burkett | McDonald        |
| Coleman | Newell          |
| Corry   | Petsch          |
| Dowell  | Pope            |
| Dwyer   | Reader of Bexar |
| Felty   | Stoll           |
| Hardin  | Tarwater        |
| Isaacks |                 |

Absent—Excused

|          |           |
|----------|-----------|
| Bell     | Mays      |
| Bradford | McFarland |
| Daniel   | Monkhouse |
| Donaghey |           |

The Chair then laid Senate Bill No. 72 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—123

|                   |                 |
|-------------------|-----------------|
| Allison           | Chambers        |
| Alsup             | Clark           |
| Anderson          | Cleveland       |
| Bailey            | Cockrell        |
| Baker             | Colquitt        |
| of Fort Bend      | Colson, Mrs.    |
| Baker of Grayson  | Cornett         |
| Blankenship       | Crossley        |
| Bond              | Davis of Jasper |
| Boyd              | Davis of Upshur |
| Boyer             | Dean            |
| Bradbury          | Derden          |
| Bray              | Dickison        |
| Broadfoot         | Dickson         |
| Brown of Cherokee | Faulkner        |
| Brown             | Ferguson        |
| of Nacogdoches    | Fielden         |
| Bundy             | Fuchs           |
| Burkett           | Galbreath       |
| Burney            | Gilmer          |
| Cauthorn          | Goodman         |
| Celaya            | Gordon, Mrs.    |

|                    |                  |
|--------------------|------------------|
| Hale               | Petsch           |
| Hamilton           | Pevehouse        |
| Hankamer           | Piner            |
| Hardin             | Reader of Erath  |
| Harp               | Reaves           |
| Harrell of Bastrop | Reed             |
| Harrell of Lamar   | Rhodes           |
| Harris             | Riviere          |
| Heflin             | Roach            |
| Holland            | Roberts          |
| Howard             | Robinson         |
| Howington          | Russell          |
| Hull               | Schuenemann      |
| Hunt               | Segrist          |
| Johnson of Ellis   | Skiles           |
| Johnson of Tarrant | Smith of Frio    |
| Keith              | Smith of Hopkins |
| Kennedy            | Smith            |
| Kern               | of Matagorda     |
| Kerr               | Spencer          |
| Kersey             | Stinson          |
| Kinard             | Stoll            |
| King               | Talbert          |
| Langdon            | Taylor           |
| Lehman             | Tennant          |
| Leyendecker        | Thornberry       |
| Little             | Thornton         |
| Lock               | Turner           |
| Loggins            | Vale             |
| London             | Vint             |
| McAlister          | Voigt            |
| McDaniel           | Waggoner         |
| McMurry            | Weldon           |
| McNamara           | Wells            |
| Mohrmann           | Westbrook        |
| Montgomery         | White            |
| Morris             | Wilson           |
| Nicholson          | Winfree          |
| Oliver             | Wood             |
| Olsen              | Worley           |
| Pace               | Wright           |

Present—Not Voting

Allen

Dowell

Absent

|          |                 |
|----------|-----------------|
| Bridgers | Isaacks         |
| Coleman  | McDonald        |
| Corry    | Newell          |
| Dwyer    | Pope            |
| Felty    | Ragsdale        |
| Hardeman | Reader of Bexar |
| Harper   | Shell           |
| Hartzog  | Tarwater        |

Absent—Excused

|          |           |
|----------|-----------|
| Bell     | Mays      |
| Bradford | McFarland |
| Daniel   | Monkhouse |
| Donaghey |           |

HOUSE BILL NO. 324 ON SECOND  
READING

(By unanimous consent)

The Chair laid before the House, on its second reading and passage to engrossment,

H. B. No. 324, A bill to be entitled "An Act validating all proceedings, notices and orders directed toward the establishment and creation of Falls County Road District No. 5; validating any orders and proceedings directed toward the issuance of bonds, and declaring an emergency."

The bill was read second time.

Mr. Derden offered the following amendment to the bill:

Amend House Bill No. 324, Section 1, by striking out the word "December" wherever it appears in Section 1 thereof, and insert the word "November" in lieu thereof.

The amendment was adopted.

House Bill No. 324 was then passed to engrossment.

HOUSE BILL NO. 324 ON THIRD  
READING

Mr. Derden moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 324 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—130

|                   |                 |
|-------------------|-----------------|
| Allen             | Chambers        |
| Allison           | Clark           |
| Alsup             | Cleveland       |
| Anderson          | Cockrell        |
| Bailey            | Colquitt        |
| Baker             | Colson, Mrs.    |
| of Fort Bend      | Cornett         |
| Baker of Grayson  | Crossley        |
| Blankenship       | Davis of Jasper |
| Bond              | Davis of Upshur |
| Boyd              | Dean            |
| Boyer             | Derden          |
| Bradbury          | Dickson         |
| Bray              | Dickson         |
| Bridgers          | Dowell          |
| Broadfoot         | Dwyer           |
| Brown of Cherokee | Faulkner        |
| Brown             | Ferguson        |
| of Nacogdoches    | Fielden         |
| Bundy             | Fuchs           |
| Burkett           | Galbreath       |
| Burney            | Gilmer          |
| Cauthorn          | Goodman         |

|                    |                  |
|--------------------|------------------|
| Gordon, Mrs.       | Olsen            |
| Hale               | Pace             |
| Hamilton           | Petsch           |
| Hankamer           | Pevehouse        |
| Hardeman           | Piner            |
| Hardin             | Reader of Erath  |
| Harp               | Reaves           |
| Harper             | Reed             |
| Harrell of Bastrop | Rhodes           |
| Harrell of Lamar   | Riviere          |
| Harris             | Roach            |
| Hartzog            | Roberts          |
| Heflin             | Robinson         |
| Holland            | Russell          |
| Howard             | Schuenemann      |
| Howington          | Segrist          |
| Hull               | Skiles           |
| Hunt               | Smith of Frio    |
| Isaacks            | Smith of Hopkins |
| Johnson of Ellis   | Smith            |
| Johnson of Tarrant | of Matagorda     |
| Keith              | Spencer          |
| Kennedy            | Stinson          |
| Kern               | Stoll            |
| Kersey             | Talbert          |
| Kinard             | Taylor           |
| King               | Tennant          |
| Langdon            | Thornberry       |
| Lehman             | Thornton         |
| Leyendecker        | Turner           |
| Little             | Vale             |
| Lock               | Vint             |
| Loggins            | Voigt            |
| London             | Waggoner         |
| McAlister          | Weldon           |
| McDaniel           | Wells            |
| McMurry            | Westbrook        |
| McNamara           | White            |
| Mohrmann           | Wilson           |
| Montgomery         | Winfree          |
| Morris             | Wood             |
| Newell             | Worley           |
| Nicholson          | Wright           |
| Oliver             |                  |

## Absent

|          |                 |
|----------|-----------------|
| Celaya   | Pope            |
| Coleman  | Ragsdale        |
| Corry    | Reader of Bexar |
| Felty    | Shell           |
| Kerr     | Tarwater        |
| McDonald |                 |

## Absent—Excused

|          |           |
|----------|-----------|
| Bell     | Mays      |
| Bradford | McFarland |
| Daniel   | Monkhouse |
| Donaghey |           |

The Chair then laid House Bill No. 324 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—128

|                    |                    |
|--------------------|--------------------|
| Allen              | Hunt               |
| Allison            | Isaacks            |
| Alsup              | Johnson of Ellis   |
| Anderson           | Johnson of Tarrant |
| Bailey             | Keith              |
| Baker              | Kennedy            |
| of Fort Bend       | Kern               |
| Baker of Grayson   | Kersey             |
| Blankenship        | Kinard             |
| Boyd               | King               |
| Boyer              | Langdon            |
| Bradbury           | Lehman             |
| Bray               | Leyendecker        |
| Bridgers           | Little             |
| Broadfoot          | Lock               |
| Brown of Cherokee  | Loggins            |
| Brown              | London             |
| of Nacogdoches     | McAlister          |
| Bundy              | McDaniel           |
| Burkett            | McMurry            |
| Burney             | McNamara           |
| Cauthorn           | Mohrmann           |
| Clark              | Montgomery         |
| Cleveland          | Morris             |
| Cockrell           | Newell             |
| Colquitt           | Nicholson          |
| Colson, Mrs.       | Oliver             |
| Cornett            | Olsen              |
| Crossley           | Pace               |
| Davis of Jasper    | Petsch             |
| Davis of Upshur    | Pevehouse          |
| Dean               | Piner              |
| Derden             | Ragsdale           |
| Dickison           | Reader of Erath    |
| Dickson            | Reaves             |
| Dowell             | Reed               |
| Dwyer              | Rhodes             |
| Faulkner           | Riviere            |
| Ferguson           | Roach              |
| Fielden            | Roberts            |
| Fuchs              | Russell            |
| Galbreath          | Schuenemann        |
| Goodman            | Segrist            |
| Gordon, Mrs.       | Shell              |
| Hale               | Skiles             |
| Hamilton           | Smith of Frio      |
| Hankamer           | Smith of Hopkins   |
| Hardeman           | Smith              |
| Hardin             | of Matagorda       |
| Harp               | Spencer            |
| Harper             | Stinson            |
| Harrell of Bastrop | Stoll              |
| Harrell of Lamar   | Talbert            |
| Harris             | Taylor             |
| Hartzog            | Tennant            |
| Heflin             | Thornberry         |
| Holland            | Thornton           |
| Howard             | Turner             |
| Howington          | Vale               |
| Hull               | Vint               |

Voigt  
Waggoner  
Weldon  
Wells  
Westbrook  
White

Wilson  
Winfree  
Wood  
Worley  
Wright

Absent

Bond  
Celaya  
Chambers  
Coleman  
Corry  
Felty  
Gilmer

Kerr  
McDonald  
Pope  
Reader of Bexar  
Robinson  
Tarwater

Absent—Excused

Bell  
Bradford  
Daniel  
Donaghey

Mays  
McFarland  
Monkhouse

# HOUSE BILL NO. 325 ON SECOND READING

(By unanimous consent)

The Chair laid before the House, on its second reading and passage to engrossment,

H. B. No. 325, A bill to be entitled "An Act validating all proceedings, notices and orders directed toward the establishment and creation of Falls County Road District No. 15; validating any orders and proceedings directed toward the issuance of bonds, and declaring an emergency."

The bill was read second time.

Mr. Derden offered the following amendment to the bill:

Amend House Bill No. 325, Section 1, by striking out the word "December," wherever it appears in said Section, and insert the word "November" in lieu thereof.

The amendment was adopted.

House Bill No. 325 was then passed to engrossment.

# HOUSE BILL NO. 325 ON THIRD READING

Mr. Derden moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 325 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—134

Allen  
Allison

Alsup  
Anderson

|                    |                  |
|--------------------|------------------|
| Bailey             | Keith            |
| Baker              | Kennedy          |
| of Fort Bend       | Kern             |
| Baker of Grayson   | Kersey           |
| Blankenship        | Kinard           |
| Bond               | King             |
| Boyd               | Langdon          |
| Boyer              | Lehman           |
| Bradbury           | Leyendecker      |
| Bray               | Little           |
| Bridgers           | Lock             |
| Broadfoot          | Loggins          |
| Brown of Cherokee  | London           |
| Brown              | McAlister        |
| of Nacogdoches     | McDaniel         |
| Bundy              | McMurry          |
| Burkett            | McNamara         |
| Burney             | Mohrmann         |
| Cauthorn           | Montgomery       |
| Chambers           | Morris           |
| Clark              | Newell           |
| Cleveland          | Nicholson        |
| Cockrell           | Oliver           |
| Colquitt           | Olsen            |
| Colson, Mrs.       | Pace             |
| Cornett            | Petsch           |
| Corry              | Pevehouse        |
| Crossley           | Piner            |
| Davis of Jasper    | Ragsdale         |
| Davis of Upshur    | Reader of Erath  |
| Dean               | Reaves           |
| Derden             | Reed             |
| Dickison           | Rhodes           |
| Dickson            | Riviere          |
| Dowell             | Roach            |
| Dwyer              | Roberts          |
| Faulkner           | Robinson         |
| Ferguson           | Russell          |
| Fielden            | Schuenemann      |
| Fuchs              | Segrist          |
| Galbreath          | Shell            |
| Gilmer             | Skiles           |
| Goodman            | Smith of Frio    |
| Gordon, Mrs.       | Smith of Hopkins |
| Hale               | Smith            |
| Hamilton           | of Matagorda     |
| Hankamer           | Spencer          |
| Hardeman           | Stinson          |
| Hardin             | Stoll            |
| Harp               | Talbert          |
| Harper             | Tarwater         |
| Harrell of Bastrop | Taylor           |
| Harrell of Lamar   | Tennant          |
| Harris             | Thornberry       |
| Hartzog            | Thornton         |
| Heflin             | Turner           |
| Holland            | Vale             |
| Howard             | Vint             |
| Howington          | Voigt            |
| Hull               | Waggoner         |
| Hunt               | Weldon           |
| Isaacks            | Wells            |
| Johnson of Ellis   | Westbrook        |
| Johnson of Tarrant | White            |

Wilson  
Winfree  
Wood

Worley  
Wright

Absent

Celaya  
Coleman  
Felty  
Kerr

McDonald  
Pope  
Reader of Bexar

Absent—Excused

Bell  
Bradford  
Daniel  
Donaghey

Mays  
McFarland  
Monkhouse

The Chair then laid House Bill No. 325 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—131

|                   |                    |
|-------------------|--------------------|
| Allen             | Galbreath          |
| Allison           | Gilmer             |
| Alsup             | Goodman            |
| Anderson          | Gordon, Mrs.       |
| Bailey            | Hale               |
| Baker             | Hamilton           |
| of Fort Bend      | Hankamer           |
| Baker of Grayson  | Hardeman           |
| Blankenship       | Hardin             |
| Bond              | Harp               |
| Boyd              | Harper             |
| Boyer             | Harrell of Bastrop |
| Bradbury          | Harrell of Lamar   |
| Bray              | Harris             |
| Bridgers          | Hartzog            |
| Broadfoot         | Heflin             |
| Brown of Cherokee | Holland            |
| Brown             | Howard             |
| of Nacogdoches    | Howington          |
| Bundy             | Hull               |
| Burkett           | Hunt               |
| Burney            | Isaacks            |
| Cauthorn          | Johnson of Ellis   |
| Chambers          | Johnson of Tarrant |
| Clark             | Keith              |
| Cleveland         | Kennedy            |
| Cockrell          | Kern               |
| Colquitt          | Kersey             |
| Colson, Mrs.      | Kinard             |
| Cornett           | King               |
| Crossley          | Langdon            |
| Davis of Jasper   | Lehman             |
| Davis of Upshur   | Leyendecker        |
| Dean              | Little             |
| Derden            | Lock               |
| Dickson           | Loggins            |
| Dowell            | London             |
| Faulkner          | McAlister          |
| Ferguson          | McDaniel           |
| Fielden           | McMurry            |
| Fuchs             | McNamara           |

|                 |                  |
|-----------------|------------------|
| Mohrmann        | Smith of Hopkins |
| Montgomery      | Smith            |
| Morris          | of Matagorda     |
| Newell          | Spencer          |
| Nicholson       | Stinson          |
| Oliver          | Stoll            |
| Olsen           | Talbert          |
| Pace            | Tarwater         |
| Petsch          | Taylor           |
| Pevehouse       | Tennant          |
| Piner           | Thornberry       |
| Ragsdale        | Thornton         |
| Reader of Erath | Turner           |
| Reaves          | Vale             |
| Reed            | Vint             |
| Rhodes          | Voigt            |
| Riviere         | Waggoner         |
| Roach           | Weldon           |
| Roberts         | Wells            |
| Robinson        | Westbrook        |
| Russell         | White            |
| Schuenemann     | Wilson           |
| Segrist         | Winfree          |
| Shell           | Wood             |
| Skiles          | Worley           |
| Smith of Frio   | Wright           |

## Absent

|          |                 |
|----------|-----------------|
| Celaya   | Felty           |
| Coleman  | Kerr            |
| Corry    | McDonald        |
| Dickison | Pope            |
| Dwyer    | Reader of Bexar |

## Absent—Excused

|          |           |
|----------|-----------|
| Bell     | Mays      |
| Bradford | McFarland |
| Daniel   | Monkhouse |
| Donaghey |           |

HOUSE BILL NO. 360 ON SECOND  
READING

(By unanimous consent)

The Chair laid before the House, on its second reading and passage to engrossment,

H. B. No. 360, A bill to be entitled "An Act to fix the maximum rate of tax to be levied for school purposes in all independent school districts, and/or independent consolidated school districts which include within their limits a city or town which, according to the then latest preceding Federal Census, had a population of not fewer than one thousand and thirty (1,030) and not more than one thousand and eighty (1,080) inhabitants, whether organized under General or Special Law; repealing all

laws in conflict herewith, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

HOUSE BILL NO. 360 ON THIRD  
READING

Mr. Brown of Cherokee moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 360 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—127

|                   |                    |
|-------------------|--------------------|
| Allen             | Hardeman           |
| Alsup             | Hardin             |
| Anderson          | Harp               |
| Bailey            | Harper             |
| Baker             | Harrell of Bastrop |
| of Fort Bend      | Harrell of Lamar   |
| Baker of Grayson  | Harris             |
| Blankenship       | Hartzog            |
| Bond              | Heflin             |
| Boyd              | Holland            |
| Boyer             | Howard             |
| Bradbury          | Howington          |
| Bray              | Hull               |
| Bridgers          | Hunt               |
| Broadfoot         | Isaacks            |
| Brown of Cherokee | Johnson of Ellis   |
| Brown             | Johnson of Tarrant |
| of Nacogdoches    | Keith              |
| Bundy             | Kennedy            |
| Burkett           | Kern               |
| Burney            | Kerr               |
| Cauthorn          | Kersey             |
| Chambers          | Kinard             |
| Clark             | King               |
| Cleveland         | Langdon            |
| Cockrell          | Lehman             |
| Colquitt          | Leonard            |
| Colson, Mrs.      | Leyendecker        |
| Cornett           | Little             |
| Crossley          | Lock               |
| Davis of Jasper   | Loggins            |
| Davis of Upshur   | London             |
| Dean              | McAlister          |
| Derden            | McDaniel           |
| Dickison          | McDonald           |
| Dickson           | McMurry            |
| Dowell            | McNamara           |
| Ferguson          | Mohrmann           |
| Fielden           | Montgomery         |
| Fuchs             | Morris             |
| Galbreath         | Newell             |
| Gilmer            | Nicholson          |
| Gordon, Mrs.      | Oliver             |
| Hale              | Pace               |
| Hamilton          | Pevehouse          |
| Hankamer          | Piner              |

Ragsdale  
Reader of Erath  
Reed  
Rhodes  
Riviere  
Roach  
Roberts  
Robinson  
Russell  
Schuenemann  
Segrist  
Shell  
Skiles  
Smith of Frio  
Smith of Hopkins  
Smith  
of Matagorda  
Spencer  
Stinson

Talbert  
Tarwater  
Taylor  
Tennant  
Thornberry  
Thornton  
Turner  
Vale  
Vint  
Voigt  
Waggoner  
Weldon  
Wells  
Westbrook  
White  
Wilson  
Wood  
Worley  
Wright

## Absent

Allison  
Celaya  
Coleman  
Corry  
Dwyer  
Faulkner  
Felty  
Goodman

Olsen  
Petsch  
Pope  
Reader of Bexar  
Reaves  
Stoll  
Winfree

## Absent—Excused

Bell  
Bradford  
Daniel  
Donaghey

Mays  
McFarland  
Monkhouse

The Chair then laid House Bill No. 360 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

## Yeas—131

Allison  
Alsup  
Anderson  
Bailey  
Baker  
of Fort Bend  
Baker of Grayson  
Blankenship  
Bond  
Boyd  
Boyer  
Bradbury  
Bray  
Bridgers  
Broadfoot  
Brown of Cherokee  
Brown  
of Nacogdoches  
Bundy  
Burkett

Burney  
Cauthorn  
Chambers  
Clark  
Cleveland  
Cockrell  
Colquitt  
Colson, Mrs.  
Cornett  
Crossley  
Davis of Jasper  
Davis of Upshur  
Dean  
Derden  
Dickison  
Dickson  
Dowell  
Faulkner  
Felty  
Ferguson

Fielden  
Fuchs  
Galbreath  
Gilmer  
Goodman  
Gordon, Mrs.  
Hale  
Hamilton  
Hankamer  
Hardeman  
Harp  
Harper  
Harrell of Bastrop  
Harrell of Lamar  
Harris  
Hartzog  
Heflin  
Holland  
Howard  
Howington  
Hull  
Hunt  
Isaacks  
Johnson of Ellis  
Johnson of Tarrant  
Keith  
Kennedy  
Kern  
Kerr  
Kersey  
Kinard  
King  
Langdon  
Lehman  
Leonard  
Leyendecker  
Little  
Lock  
Loggins  
London  
McAlister  
McDaniel  
McMurry  
McNamara  
Mohrman  
Montgomery  
Morris

Newell  
Nicholson  
Oliver  
Olsen  
Pace  
Pevehouse  
Piner  
Ragsdale  
Reader of Erath  
Reaves  
Reed  
Rhodes  
Riviere  
Roach  
Roberts  
Robinson  
Russell  
Schuenemann  
Segrist  
Shell  
Skiles  
Smith of Frio  
Smith of Hopkins  
Smith  
of Matagorda  
Spencer  
Stinson  
Talbert  
Tarwater  
Taylor  
Tennant  
Thornberry  
Thornton  
Turner  
Vale  
Vint  
Voigt  
Waggoner  
Weldon  
Wells  
Westbrook  
White  
Wilson  
Winfree  
Wood  
Worley  
Wright

## Present—Not Voting

Allen

## Absent

Celaya  
Coleman  
Corry  
Dwyer  
Hardin

McDonald  
Petsch  
Pope  
Reader of Bexar  
Stoll

## Absent—Excused

Bell  
Bradford  
Daniel  
Donaghey

Mays  
McFarland  
Monkhouse

HOUSE BILL NO. 373 ON SECOND  
READING

Mr. Hankamer moved that all necessary House Rules be suspended, for the purpose of taking up, and considering, at this time, House Bill No. 373 on its second reading and passage to engrossment.

The motion prevailed by the following vote:

Yeas—126

|                   |                    |
|-------------------|--------------------|
| Allen             | Harrell of Bastrop |
| Allison           | Harrell of Lamar   |
| Alsup             | Harris             |
| Anderson          | Hartzog            |
| Bailey            | Holland            |
| Baker             | Howard             |
| of Fort Bend      | Howington          |
| Baker of Grayson  | Hull               |
| Blankenship       | Hunt               |
| Bond              | Johnson of Ellis   |
| Boyd              | Johnson of Tarrant |
| Boyer             | Keith              |
| Bradbury          | Kennedy            |
| Bridgers          | Kern               |
| Brown of Cherokee | Kerr               |
| Brown             | Kersey             |
| of Nacogdoches    | Kinard             |
| Bundy             | King               |
| Burkett           | Langdon            |
| Burney            | Lehman             |
| Cauthorn          | Leonard            |
| Chambers          | Leyendecker        |
| Clark             | Little             |
| Cleveland         | Lock               |
| Cockrell          | Loggins            |
| Colquitt          | McAlister          |
| Colson, Mrs.      | McDaniel           |
| Cornett           | McMurry            |
| Crossley          | McNamara           |
| Davis of Jasper   | Mohrmann           |
| Davis of Upshur   | Montgomery         |
| Dean              | Morris             |
| Derden            | Newell             |
| Dickison          | Nicholson          |
| Dickson           | Oliver             |
| Dowell            | Pace               |
| Faulkner          | Petsch             |
| Ferguson          | Pevehouse          |
| Fielden           | Ragsdale           |
| Fuchs             | Reader of Erath    |
| Galbreath         | Reaves             |
| Gilmer            | Reed               |
| Goodman           | Rhodes             |
| Gordon, Mrs.      | Riviere            |
| Hale              | Roach              |
| Hamilton          | Roberts            |
| Hankamer          | Robinson           |
| Hardeman          | Russell            |
| Hardin            | Schuenemann        |
| Harp              | Segrist            |
| Harper            | Shell              |

|                  |           |
|------------------|-----------|
| Skiles           | Turner    |
| Smith of Frio    | Vale      |
| Smith of Hopkins | Vint      |
| Smith            | Voigt     |
| of Matagorda     | Waggoner  |
| Spencer          | Weldon    |
| Stinson          | Wells     |
| Stoll            | Westbrook |
| Talbert          | White     |
| Tarwater         | Wilson    |
| Taylor           | Wood      |
| Tennant          | Worley    |
| Thornberry       | Wright    |
| Thornton         |           |

## Absent

|           |                 |
|-----------|-----------------|
| Bray      | Isaacks         |
| Broadfoot | London          |
| Celaya    | McDonald        |
| Coleman   | Olsen           |
| Corry     | Piner           |
| Dwyer     | Pope            |
| Felty     | Reader of Bexar |
| Heflin    | Winfree         |

## Absent—Excused

|          |           |
|----------|-----------|
| Bell     | Mays      |
| Bradford | McFarland |
| Daniel   | Monkhouse |
| Donaghey |           |

The Chair then laid before the House, on its second reading and passage to engrossment,

H. B. No. 373, A bill to be entitled "An Act to withdraw from sale or lease all public free school lands heretofore authorized by any law of this State to be sold or leased; providing that such withdrawal shall not apply to applications to purchase or lease filed prior to the effective date of this Act or to applications involved in litigation now pending, and declaring an emergency."

The bill was read second time.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 373 was then passed to engrossment.

HOUSE BILL NO. 373 ON THIRD  
READING

Mr. Hankamer moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 373 be placed on its third reading and final passage.



The motion prevailed by the following vote:

Yeas—129

|                    |                    |
|--------------------|--------------------|
| Allen              | Hunt               |
| Allison            | Isaacks            |
| Alsup              | Johnson of Ellis   |
| Anderson           | Johnson of Tarrant |
| Bailey             | Keith              |
| Baker              | Kennedy            |
| of Fort Bend       | Kern               |
| Baker of Grayson   | Kerr               |
| Blankenship        | Kersey             |
| Bond               | King               |
| Boyd               | Lehman             |
| Boyer              | Leyendecker        |
| Bradbury           | Little             |
| Bray               | Lock               |
| Bridgers           | Loggins            |
| Broadfoot          | London             |
| Brown of Cherokee  | McAlister          |
| Brown              | McDaniel           |
| of Nacogdoches     | McDonald           |
| Bundy              | McMurry            |
| Burkett            | Mohrmann           |
| Burney             | Montgomery         |
| Cauthorn           | Morris             |
| Chambers           | Newell             |
| Clark              | Nicholson          |
| Cleveland          | Oliver             |
| Cockrell           | Olsen              |
| Colquitt           | Pace               |
| Colson, Mrs.       | Pevehouse          |
| Cornett            | Piner              |
| Corry              | Pope               |
| Crossley           | Ragsdale           |
| Davis of Jasper    | Reader of Bexar    |
| Davis of Upshur    | Reader of Erath    |
| Dean               | Reaves             |
| Dickison           | Reed               |
| Dickson            | Rhodes             |
| Dowell             | Riviere            |
| Faulkner           | Roach              |
| Ferguson           | Roberts            |
| Fielden            | Robinson           |
| Fuchs              | Russell            |
| Galbreath          | Schuenemann        |
| Gilmer             | Segrist            |
| Goodman            | Shell              |
| Gordon, Mrs.       | Skiles             |
| Hale               | Smith of Frio      |
| Hamilton           | Smith of Hopkins   |
| Hankamer           | Smith              |
| Hardeman           | of Matagorda       |
| Harp               | Spencer            |
| Harper             | Stinson            |
| Harrell of Bastrop | Stoll              |
| Harris             | Talbert            |
| Hartzog            | Taylor             |
| Heflin             | Tennant            |
| Holland            | Thornberry         |
| Howard             | Thornton           |
| Howington          | Turner             |
| Hull               |                    |

|           |         |
|-----------|---------|
| Vale      | White   |
| Vint      | Wilson  |
| Voigt     | Winfree |
| Waggoner  | Wood    |
| Weldon    | Worley  |
| Wells     | Wright  |
| Westbrook |         |

Nays—3

|                  |          |
|------------------|----------|
| Derden           | McNamara |
| Harrell of Lamar |          |

Absent

|         |          |
|---------|----------|
| Celaya  | Kinard   |
| Coleman | Langdon  |
| Dwyer   | Petsch   |
| Felty   | Tarwater |
| Hardin  |          |

Absent—Excused

|          |           |
|----------|-----------|
| Bell     | Mays      |
| Bradford | McFarland |
| Daniel   | Monkhouse |
| Donaghey |           |

The Chair then laid House Bill No. 373 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—133

|                   |                    |
|-------------------|--------------------|
| Allen             | Crossley           |
| Allison           | Davis of Jasper    |
| Alsup             | Davis of Upshur    |
| Anderson          | Dean               |
| Bailey            | Dickison           |
| Baker             | Dickson            |
| of Fort Bend      | Dowell             |
| Baker of Grayson  | Faulkner           |
| Blankenship       | Ferguson           |
| Bond              | Fielden            |
| Boyd              | Fuchs              |
| Boyer             | Galbreath          |
| Bradbury          | Gilmer             |
| Bray              | Goodman            |
| Bridgers          | Gordon, Mrs.       |
| Broadfoot         | Hale               |
| Brown of Cherokee | Hamilton           |
| Brown             | Hankamer           |
| of Nacogdoches    | Hardeman           |
| Bundy             | Hardin             |
| Burkett           | Harp               |
| Burney            | Harper             |
| Cauthorn          | Harrell of Bastrop |
| Chambers          | Harrell of Lamar   |
| Clark             | Harris             |
| Cleveland         | Hartzog            |
| Cockrell          | Heflin             |
| Colquitt          | Holland            |
| Colson, Mrs.      | Howard             |
| Cornett           | Howington          |
| Corry             |                    |

|                    |                  |
|--------------------|------------------|
| Hull               | Rhodes           |
| Hunt               | Riviere          |
| Isaacks            | Roach            |
| Johnson of Ellis   | Roberts          |
| Johnson of Tarrant | Robinson         |
| Keith              | Russell          |
| Kennedy            | Schuenemann      |
| Kern               | Segrist          |
| Kerr               | Shell            |
| Kersey             | Skiles           |
| King               | Smith of Frio    |
| Langdon            | Smith of Hopkins |
| Lehman             | Smith            |
| Leyendecker        | of Matagorda     |
| Little             | Spencer          |
| Lock               | Stinson          |
| Loggins            | Stoll            |
| London             | Talbert          |
| McAlister          | Tarwater         |
| McDaniel           | Taylor           |
| McDonald           | Tennant          |
| McMurry            | Thornberry       |
| Mohrmann           | Thornton         |
| Montgomery         | Turner           |
| Morris             | Vale             |
| Newell             | Vint             |
| Nicholson          | Voigt            |
| Oliver             | Waggoner         |
| Olsen              | Weldon           |
| Pace               | Wells            |
| Pevehouse          | Westbrook        |
| Piner              | White            |
| Pope               | Wilson           |
| Ragsdale           | Winfree          |
| Reader of Bexar    | Wood             |
| Reader of Erath    | Worley           |
| Reaves             | Wright           |
| Reed               |                  |

## Nays—2

|        |          |
|--------|----------|
| Derden | McNamara |
|--------|----------|

## Absent

|         |        |
|---------|--------|
| Celaya  | Felty  |
| Coleman | Kinard |
| Dwyer   | Petsch |

## Absent—Excused

|          |           |
|----------|-----------|
| Bell     | Mays      |
| Bradford | McFarland |
| Daniel   | Monkhouse |
| Donaghey |           |

## HOUSE BILL NO. 386 ON SECOND READING

Mr. Wood moved that all necessary House Rules and the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 386 be placed on its second reading and passage to en-

grossment, and on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—132

|                    |                    |
|--------------------|--------------------|
| Allison            | Holland            |
| Alsup              | Howard             |
| Anderson           | Howington          |
| Bailey             | Hull               |
| Baker              | Hunt               |
| of Fort Bend       | Isaacks            |
| Baker of Grayson   | Johnson of Ellis   |
| Blankenship        | Johnson of Tarrant |
| Bond               | Keith              |
| Boyd               | Kennedy            |
| Boyer              | Kern               |
| Bradbury           | Kerr               |
| Bridgers           | Kersey             |
| Broadfoot          | Kinard             |
| Brown of Cherokee  | King               |
| Brown              | Langdon            |
| of Nacogdoches     | Lehman             |
| Bundy              | Leyendecker        |
| Burney             | Little             |
| Cauthorn           | Lock               |
| Chambers           | Loggins            |
| Clark              | London             |
| Cleveland          | McAlister          |
| Cockrell           | McDaniel           |
| Coleman            | McDonald           |
| Colquitt           | McMurry            |
| Colson, Mrs.       | McNamara           |
| Cornett            | Mohrmann           |
| Corry              | Montgomery         |
| Crossley           | Morris             |
| Davis of Jasper    | Newell             |
| Davis of Upshur    | Nicholson          |
| Dean               | Oliver             |
| Derden             | Olsen              |
| Dickison           | Pace               |
| Dickson            | Pevehouse          |
| Dowell             | Piner              |
| Faulkner           | Pope               |
| Ferguson           | Ragsdale           |
| Fielden            | Reader of Erath    |
| Fuchs              | Reaves             |
| Galbreath          | Reed               |
| Gilmer             | Rhodes             |
| Goodman            | Riviere            |
| Gordon, Mrs.       | Roach              |
| Hale               | Roberts            |
| Hamilton           | Robinson           |
| Hankamer           | Russell            |
| Hardeman           | Schuenemann        |
| Hardin             | Segrist            |
| Harp               | Shell              |
| Harper             | Skiles             |
| Harrell of Bastrop | Smith of Frio      |
| Harrell of Lamar   | Smith of Hopkins   |
| Harris             | Smith              |
| Hartzog            | of Matagorda       |
| Heflin             |                    |

|            |           |
|------------|-----------|
| Spencer    | Vint      |
| Stinson    | Voigt     |
| Stoll      | Waggoner  |
| Talbert    | Weldon    |
| Tarwater   | Wells     |
| Taylor     | Westbrook |
| Tennant    | White     |
| Thornberry | Wilson    |
| Thornton   | Winfree   |
| Turner     | Wood      |
| Vale       | Worley    |

Present—Not Voting

|       |        |
|-------|--------|
| Allen | Wright |
|-------|--------|

Absent

|         |                 |
|---------|-----------------|
| Bray    | Felty           |
| Burkett | Petsch          |
| Celaya  | Reader of Bexar |
| Dwyer   |                 |

Absent—Excused

|          |           |
|----------|-----------|
| Bell     | Mays      |
| Bradford | McFarland |
| Daniel   | Monkhouse |
| Donaghey |           |

The Chair then laid before the House, on its second reading and passage to engrossment,

H. B. No. 386, A bill to be entitled "An Act providing a closed season for fishing on Caddo Lake; a suitable penalty for violation of any provision of this Act; repealing all conflicting laws, and declaring an emergency."

The bill was read second time.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 386 was then passed to engrossment.

#### HOUSE BILL NO. 386 ON THIRD READING

The Chair then laid House Bill No. 386 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—134

|              |                  |
|--------------|------------------|
| Allen        | Baker of Grayson |
| Allison      | Blankenship      |
| Alsup        | Bond             |
| Anderson     | Boyd             |
| Bailey       | Boyer            |
| Baker        | Bradbury         |
| of Fort Bend | Bridgers         |

|                    |                  |
|--------------------|------------------|
| Broadfoot          | Lock             |
| Brown of Cherokee  | Loggins          |
| Brown              | London           |
| of Nacogdoches     | McAlister        |
| Bundy              | McDaniel         |
| Burkett            | McDonald         |
| Cauthorn           | McMurry          |
| Chambers           | McNamara         |
| Clark              | Mohrmann         |
| Cleveland          | Montgomery       |
| Cockrell           | Morris           |
| Coleman            | Newell           |
| Colquitt           | Nicholson        |
| Colson, Mrs.       | Oliver           |
| Cornett            | Olsen            |
| Corry              | Pace             |
| Crossley           | Pevehouse        |
| Davis of Jasper    | Piner            |
| Davis of Upshur    | Pope             |
| Dean               | Ragsdale         |
| Derden             | Reader of Bexar  |
| Dickison           | Reader of Erath  |
| Dickson            | Reaves           |
| Dowell             | Reed             |
| Ferguson           | Rhodes           |
| Fielden            | Riviere          |
| Fuchs              | Roach            |
| Galbreath          | Roberts          |
| Gilmer             | Robinson         |
| Goodman            | Russell          |
| Gordon, Mrs.       | Schuenemann      |
| Hale               | Segrist          |
| Hamilton           | Shell            |
| Hankamer           | Skiles           |
| Hardeman           | Smith of Frio    |
| Hardin             | Smith of Hopkins |
| Harp               | Smith            |
| Harper             | of Matagorda     |
| Harrell of Bastrop | Spencer          |
| Harrell of Lamar   | Stinson          |
| Harris             | Stoll            |
| Hartzog            | Talbert          |
| Heflin             | Tarwater         |
| Holland            | Taylor           |
| Howard             | Tennant          |
| Howington          | Thornberry       |
| Hull               | Thornton         |
| Hunt               | Turner           |
| Isaacks            | Vale             |
| Johnson of Ellis   | Vint             |
| Johnson of Tarrant | Voigt            |
| Keith              | Waggoner         |
| Kennedy            | Weldon           |
| Kern               | Wells            |
| Kerr               | Westbrook        |
| Kersey             | White            |
| Kinard             | Wilson           |
| King               | Winfree          |
| Langdon            | Wood             |
| Lehman             | Worley           |
| Leyendecker        | Wright           |
| Little             |                  |

## Absent

|        |          |
|--------|----------|
| Bray   | Faulkner |
| Burney | Felty    |
| Celaya | Petsch   |
| Dwyer  |          |

## Absent—Excused

|          |           |
|----------|-----------|
| Bell     | Mays      |
| Bradford | McFarland |
| Daniel   | Monkhouse |
| Donaghey |           |

HOUSE BILL NO. 367 ON SECOND  
READING

Mr. Lock moved that all necessary House Rules and the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 367 be placed on its second reading and passage to engrossment, and on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—135

|                   |                    |
|-------------------|--------------------|
| Allen             | Dickson            |
| Allison           | Dowell             |
| Alsup             | Faulkner           |
| Anderson          | Ferguson           |
| Bailey            | Fielden            |
| Baker             | Fuchs              |
| of Fort Bend      | Galbreath          |
| Baker of Grayson  | Gilmer             |
| Blankenship       | Goodman            |
| Bond              | Gordon, Mrs.       |
| Boyd              | Hale               |
| Boyer             | Hamilton           |
| Bradbury          | Hankamer           |
| Bridgers          | Hardeman           |
| Broadfoot         | Hardin             |
| Brown of Cherokee | Harp               |
| Brown             | Harper             |
| of Nacogdoches    | Harrell of Bastrop |
| Bundy             | Harrell of Lamar   |
| Burkett           | Harris             |
| Burney            | Hartzog            |
| Cauthorn          | Heflin             |
| Chambers          | Holland            |
| Clark             | Howard             |
| Cleveland         | Howington          |
| Cockrell          | Hull               |
| Coleman           | Hunt               |
| Colquitt          | Isaacks            |
| Colson, Mrs.      | Johnson of Ellis   |
| Cornett           | Johnson of Tarrant |
| Crossley          | Keith              |
| Davis of Jasper   | Kennedy            |
| Davis of Upshur   | Kern               |
| Dean              | Kerr               |
| Derden            | Kersey             |
| Dickison          |                    |

|                 |                  |
|-----------------|------------------|
| Kinard          | Robinson         |
| King            | Russell          |
| Langdon         | Schuenemann      |
| Lehman          | Segrist          |
| Leyendecker     | Shell            |
| Little          | Skiles           |
| Lock            | Smith of Frio    |
| Loggins         | Smith of Hopkins |
| London          | Smith            |
| McAlister       | of Matagorda     |
| McDaniel        | Spencer          |
| McDonald        | Stinson          |
| McMurry         | Stoll            |
| McNamara        | Talbert          |
| Mohrmann        | Tarwater         |
| Montgomery      | Taylor           |
| Morris          | Tennant          |
| Newell          | Thornberry       |
| Nicholson       | Thornton         |
| Oliver          | Turner           |
| Olsen           | Vale             |
| Pace            | Vint             |
| Pevehouse       | Voigt            |
| Piner           | Waggoner         |
| Pope            | Weldon           |
| Ragsdale        | Wells            |
| Reader of Bexar | Westbrook        |
| Reader of Erath | White            |
| Reaves          | Wilson           |
| Reed            | Winfree          |
| Rhodes          | Wood             |
| Riviere         | Worley           |
| Roach           | Wright           |
| Roberts         |                  |

## Absent

|        |        |
|--------|--------|
| Bray   | Dwyer  |
| Celaya | Felty  |
| Corry  | Petsch |

## Absent—Excused

|          |           |
|----------|-----------|
| Bell     | Mays      |
| Bradford | McFarland |
| Daniel   | Monkhouse |
| Donaghey |           |

The Chair laid before the House, on its second reading and passage to engrossment,

H. B. No. 367, A bill to be entitled "An Act to validate all county line independent rural high school districts partly situated in three (3) counties, the supervision of said schools being located in counties having a population of not less than eleven thousand, four hundred and twelve (11,412) nor more than eleven thousand, nine hundred (11,900), as shown by the last preceding Federal Census, validating the actions of the County School Board of Trustees of such counties;

validating all proceedings and actions of said Boards of Trustees; providing a saving clause, and declaring an emergency."

The bill was read second time.

Mr. Lock offered the following committee amendments to the bill:

Amend House Bill No. 367, Section 1, by inserting after the figures (11,900) the following: "as shown by the last preceding Federal Census".

Amend House Bill No. 367, by striking out Section 2, and inserting in lieu thereof the following to be known as Section 2: "Section 2. All acts of the County School Boards of Trustees of such counties or persons acting under their directions, in creating county line independent rural high school districts are hereby in all things validated. The fact that by an inadvertence or oversight any act of the officers of said counties in the creation of any such district was omitted shall in no wise invalidate such district."

The amendments were severally adopted.

House Bill No. 367 was then passed to engrossment.

### HOUSE BILL NO. 367 ON THIRD READING

The Chair then laid House Bill No. 367 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—134

|                   |                 |
|-------------------|-----------------|
| Allen             | Burney          |
| Allison           | Cauthorn        |
| Alsup             | Chambers        |
| Anderson          | Clark           |
| Bailey            | Cleveland       |
| Baker             | Cockrell        |
| of Fort Bend      | Coleman         |
| Baker of Grayson  | Colquitt        |
| Blankenship       | Colson, Mrs.    |
| Bond              | Cornett         |
| Boyd              | Crossley        |
| Boyer             | Davis of Jasper |
| Bradbury          | Davis of Upshur |
| Bridgers          | Dean            |
| Broadfoot         | Derden          |
| Brown of Cherokee | Dickison        |
| Brown             | Dickson         |
| of Nacogdoches    | Dowell          |
| Bundy             | Faulkner        |
| Burkett           | Ferguson        |

|                    |                  |
|--------------------|------------------|
| Fielden            | Nicholson        |
| Fuchs              | Oliver           |
| Galbreath          | Pace             |
| Gilmer             | Pevehouse        |
| Goodman            | Piner            |
| Gordon, Mrs.       | Pope             |
| Hale               | Ragsdale         |
| Hamilton           | Reader of Bexar  |
| Hankamer           | Reader of Erath  |
| Hardeman           | Reaves           |
| Hardin             | Reed             |
| Harp               | Rhodes           |
| Harper             | Riviere          |
| Harrell of Bastrop | Roach            |
| Harrell of Lamar   | Roberts          |
| Harris             | Robinson         |
| Hartzog            | Russell          |
| Heflin             | Schuenemann      |
| Holland            | Segrist          |
| Howard             | Shell            |
| Howington          | Skiles           |
| Hull               | Smith of Frio    |
| Hunt               | Smith of Hopkins |
| Isaacks            | Smith            |
| Johnson of Ellis   | of Matagorda     |
| Johnson of Tarrant | Spencer          |
| Keith              | Stinson          |
| Kennedy            | Stoll            |
| Kern               | Talbert          |
| Kerr               | Tarwater         |
| Kersey             | Taylor           |
| Kinard             | Tennant          |
| King               | Thornberry       |
| Langdon            | Thornton         |
| Lehman             | Turner           |
| Leyendecker        | Vale             |
| Little             | Vint             |
| Lock               | Voigt            |
| Loggins            | Waggoner         |
| London             | Weldon           |
| McAlister          | Wells            |
| McDaniel           | Westbrook        |
| McDonald           | White            |
| McMurry            | Wilson           |
| McNamara           | Winfree          |
| Mohrmann           | Wood             |
| Montgomery         | Worley           |
| Morris             | Wright           |
| Newell             |                  |

#### Absent

|        |        |
|--------|--------|
| Bray   | Felty  |
| Celaya | Olsen  |
| Corry  | Petsch |
| Dwyer  |        |

#### Absent—Excused

|          |           |
|----------|-----------|
| Bell     | Mays      |
| Bradford | McFarland |
| Daniel   | Monkhouse |
| Donaghey |           |

HOUSE BILL NO. 192 ON SECOND  
READING

(By unanimous consent)

The Chair laid before the House, on its second reading and passage to engrossment,

H. B. No. 192, A bill to be entitled "An Act amending Article 2350 (4) of the Revised Civil Statutes of Texas, 1925, as amended by Chapter 277, Acts of the Forty-fifth Legislature of Texas, Regular Session."

The bill was read second time.

Mr. Baker of Fort Bend offered the following amendment to the bill:

Amend House Bill No. 192, by striking out the words and figures "nine thousand, seven hundred and fifteen (9,715)" in lines 5 and 6 in Section 1, and substitute in lieu thereof the words and figures "ten thousand, three hundred and seventy (10,370)".

The amendment was adopted.

Mr. Baker of Fort Bend offered the following amendment to the bill:

Amend House Bill No. 192, by adding at the end of the first sentence in Section 1 and after the words "as is now provided by law", and before the word "providing", in the second sentence the following words, "in all counties having a population of not less than nine thousand, seven hundred and fifteen (9,715) and not more than ten thousand and twenty (10,020), according to the last preceding Federal Census, County Commissioners shall receive an annual salary of Twelve Hundred (\$1,200.00) Dollars, payable in twelve (12) equal installments, out of such funds belonging to such counties as is now provided by law".

The amendment was adopted.

House Bill No. 192 was then passed to engrossment.

HOUSE BILL NO. 192 ON THIRD  
READING

Mr. Baker of Fort Bend moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 192 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—136

|         |          |
|---------|----------|
| Allen   | Alsup    |
| Allison | Anderson |

|                    |                  |
|--------------------|------------------|
| Bailey             | Keith            |
| Baker              | Kennedy          |
| of Fort Bend       | Kern             |
| Baker of Grayson   | Kerr             |
| Blankenship        | Kersey           |
| Boyd               | Kinard           |
| Boyer              | King             |
| Bradbury           | Langdon          |
| Bray               | Lehman           |
| Bridgers           | Leyendecker      |
| Broadfoot          | Little           |
| Brown of Cherokee  | Lock             |
| Brown              | Loggins          |
| of Nacogdoches     | London           |
| Bundy              | McAlister        |
| Burkett            | McDaniel         |
| Burney             | McDonald         |
| Cauthorn           | McMurry          |
| Chambers           | McNamara         |
| Clark              | Mohrmann         |
| Cleveland          | Montgomery       |
| Cockrell           | Morris           |
| Coleman            | Newell           |
| Colquitt           | Nicholson        |
| Colson, Mrs.       | Oliver           |
| Cornett            | Olsen            |
| Corry              | Pace             |
| Crossley           | Pevehouse        |
| Davis of Jasper    | Piner            |
| Davis of Upshur    | Pope             |
| Dean               | Ragsdale         |
| Derden             | Reader of Bexar  |
| Dickison           | Reader of Erath  |
| Dickson            | Reaves           |
| Dowell             | Reed             |
| Faulkner           | Rhodes           |
| Ferguson           | Riviere          |
| Fielden            | Roach            |
| Fuchs              | Roberts          |
| Galbreath          | Robinson         |
| Gilmer             | Russell          |
| Goodman            | Schuenemann      |
| Gordon, Mrs.       | Segrist          |
| Hale               | Shell            |
| Hamilton           | Skiles           |
| Hankamer           | Smith of Frio    |
| Hardeman           | Smith of Hopkins |
| Hardin             | Smith            |
| Harp               | of Matagorda     |
| Harper             | Spencer          |
| Harrell of Bastrop | Stinson          |
| Harrell of Lamar   | Stoll            |
| Harris             | Talbert          |
| Hartzog            | Tarwater         |
| Heflin             | Taylor           |
| Holland            | Tennant          |
| Howard             | Thornberry       |
| Howington          | Thornton         |
| Hull               | Turner           |
| Hunt               | Vale             |
| Isaacks            | Vint             |
| Johnson of Ellis   | Voigt            |
| Johnson of Tarrant |                  |

Waggoner  
Weldon  
Wells  
Westbrook  
White

Wilson  
Winfree  
Wood  
Worley  
Wright

## Absent

Bond  
Celaya  
Dwyer

Felty  
Petsch

## Absent—Excused

Bell  
Bradford  
Daniel  
Donaghey

Mays  
McFarland  
Monkhouse

The Chair then laid House Bill No. 192 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

## Yeas—136

|                   |                    |
|-------------------|--------------------|
| Allen             | Dickson            |
| Allison           | Dickson            |
| Alsup             | Dowell             |
| Anderson          | Faulkner           |
| Bailey            | Ferguson           |
| Baker             | Fuchs              |
| of Fort Bend      | Galbreath          |
| Baker of Grayson  | Gilmer             |
| Blankenship       | Goodman            |
| Bond              | Gordon, Mrs.       |
| Boyd              | Hale               |
| Boyer             | Hamilton           |
| Bradbury          | Hankamer           |
| Bray              | Hardeman           |
| Bridgers          | Hardin             |
| Broadfoot         | Harp               |
| Brown of Cherokee | Harper             |
| Brown             | Harrell of Bastrop |
| of Nacogdoches    | Harrell of Lamar   |
| Bundy             | Harris             |
| Burkett           | Hartzog            |
| Burney            | Heflin             |
| Cauthorn          | Holland            |
| Chambers          | Howard             |
| Clark             | Howington          |
| Cleveland         | Hull               |
| Cockrell          | Hunt               |
| Coleman           | Isaacks            |
| Colquitt          | Johnson of Ellis   |
| Colson, Mrs.      | Johnson of Tarrant |
| Cornett           | Keith              |
| Corry             | Kennedy            |
| Crossley          | Kern               |
| Davis of Jasper   | Kerr               |
| Davis of Upshur   | Kersey             |
| Dean              | Kinard             |
| Derden            | King               |

Langdon  
Lehman  
Leyendecker  
Little  
Lock  
Loggins  
London  
McAlister  
McDaniel  
McDonald  
McMurry  
McNamara  
Mohrmann  
Montgomery  
Morris  
Newell  
Nicholson  
Oliver  
Olsen  
Pace  
Petsch  
Pevehouse  
Piner  
Ragsdale  
Reader of Bexar  
Reader of Erath  
Reaves  
Reed  
Rhodes  
Riviere  
Roach  
Roberts  
Robinson

Russell  
Schuenemann  
Segrist  
Shell  
Skiles  
Smith of Frio  
Smith of Hopkins  
Smith  
of Matagorda  
Spencer  
Stinson  
Stoll  
Talbert  
Tarwater  
Taylor  
Tennant  
Thornberry  
Thornton  
Turner  
Vale  
Vint  
Voigt  
Waggoner  
Weldon  
Wells  
Westbrook  
White  
Wilson  
Winfree  
Wood  
Worley  
Wright

## Nays—1

Fielden

## Absent

Celaya  
Dwyer

Felty  
Pope

## Absent—Excused

Bell  
Bradford  
Daniel  
Donaghey

Mays  
McFarland  
Monkhouse

## HOUSE BILL NO. 281 ON SECOND READING

(By unanimous consent)

The Chair laid before the House, on its second reading and passage to engrossment,

H. B. No. 281, A bill to be entitled "An Act creating a Special Road Law for Potter County, Texas, providing that said county may fund or refund designated interest-bearing time warrants in an amount not exceeding \$42,000.00 outstanding against its Road and Bridge Fund as of January 1, 1939, by the issuance of funding

bonds and setting forth the method of issuing same; validating all acts of the Commissioners' Court and of the county officials of said county in authorizing, levying taxes to pay principal and interest thereon and in issuing and delivering said warrants; prescribing the duties of the Attorney General and of the Comptroller of Public Accounts in reference to the bonds authorized herein; providing that the provisions of this law shall take precedence over all laws in conflict herewith; enacting provisions incident to and relating to the subject and purpose of this Act, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

### HOUSE BILL NO. 281 ON THIRD READING

Mr. Little moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 281 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—136

|                   |                    |
|-------------------|--------------------|
| Allen             | Davis of Upshur    |
| Allison           | Dean               |
| Alsup             | Derden             |
| Anderson          | Dickison           |
| Bailey            | Dickson            |
| Baker             | Dowell             |
| of Fort Bend      | Faulkner           |
| Baker of Grayson  | Ferguson           |
| Blankenship       | Fielden            |
| Bond              | Fuchs              |
| Boyd              | Galbreath          |
| Boyer             | Gilmer             |
| Bradbury          | Goodman            |
| Bray              | Gordon, Mrs.       |
| Bridgers          | Hale               |
| Brown of Cherokee | Hamilton           |
| Brown             | Hankamer           |
| of Nacogdoches    | Hardeman           |
| Bundy             | Hardin             |
| Burkett           | Harp               |
| Cauthorn          | Harper             |
| Chambers          | Harrell of Bastrop |
| Clark             | Harrell of Lamar   |
| Cleveland         | Harris             |
| Cockrell          | Hartzog            |
| Coleman           | Heflin             |
| Colquitt          | Holland            |
| Colson, Mrs.      | Howard             |
| Cornett           | Howington          |
| Corry             | Hull               |
| Crossley          | Hunt               |
| Davis of Jasper   | Isaacks            |

|                    |                  |
|--------------------|------------------|
| Johnson of Ellis   | Rhodes           |
| Johnson of Tarrant | Riviere          |
| Keith              | Roach            |
| Kennedy            | Roberts          |
| Kern               | Robinson         |
| Kerr               | Russell          |
| Kersey             | Schuenemann      |
| Kinard             | Segrist          |
| King               | Shell            |
| Langdon            | Skiles           |
| Lehman             | Smith of Frio    |
| Leyendecker        | Smith of Hopkins |
| Little             | Smith            |
| Lock               | of Matagorda     |
| Loggins            | Spencer          |
| London             | Stinson          |
| McAlister          | Stoll            |
| McDaniel           | Talbert          |
| McDonald           | Tarwater         |
| McMurry            | Taylor           |
| McNamara           | Tennant          |
| Mohrmann           | Thornberry       |
| Montgomery         | Thornton         |
| Morris             | Turner           |
| Newell             | Vale             |
| Nicholson          | Vint             |
| Oliver             | Voigt            |
| Olsen              | Waggoner         |
| Pace               | Weldon           |
| Petsch             | Wells            |
| Pevehouse          | Westbrook        |
| Piner              | White            |
| Pope               | Wilson           |
| Ragsdale           | Winfree          |
| Reader of Bexar    | Wood             |
| Reader of Erath    | Worley           |
| Reaves             | Wright           |
| Reed               |                  |

### Absent

|           |       |
|-----------|-------|
| Broadfoot | Dwyer |
| Burney    | Felty |
| Celaya    |       |

### Absent—Excused

|          |           |
|----------|-----------|
| Bell     | Mays      |
| Bradford | McFarland |
| Daniel   | Monkhouse |
| Donaghey |           |

The Chair then laid House Bill No. 281 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—136

|              |                  |
|--------------|------------------|
| Allen        | Baker of Grayson |
| Allison      | Blankenship      |
| Alsup        | Bond             |
| Anderson     | Boyd             |
| Bailey       | Boyer            |
| Baker        | Bradbury         |
| of Fort Bend | Bray             |



|                    |                  |
|--------------------|------------------|
| Bridgers           | Lock             |
| Broadfoot          | Loggins          |
| Brown of Cherokee  | London           |
| Brown              | McAlister        |
| of Nacogdoches     | McDaniel         |
| Bundy              | McDonald         |
| Burkett            | McMurry          |
| Cauthorn           | McNamara         |
| Chambers           | Mohrmann         |
| Clark              | Montgomery       |
| Cleveland          | Morris           |
| Cockrell           | Newell           |
| Coleman            | Nicholson        |
| Colquitt           | Oliver           |
| Colson, Mrs.       | Olsen            |
| Corry              | Pace             |
| Crossley           | Petsch           |
| Davis of Jasper    | Pevehouse        |
| Davis of Upshur    | Piner            |
| Dean               | Pope             |
| Derden             | Ragsdale         |
| Dickison           | Reader of Bexar  |
| Dickson            | Reader of Erath  |
| Dowell             | Reaves           |
| Faulkner           | Reed             |
| Ferguson           | Rhodes           |
| Fielden            | Riviere          |
| Fuchs              | Roach            |
| Galbreath          | Roberts          |
| Gilmer             | Robinson         |
| Goodman            | Russell          |
| Gordon, Mrs.       | Schuenemann      |
| Hale               | Segrist          |
| Hamilton           | Shell            |
| Hankamer           | Skiles           |
| Hardeman           | Smith of Frio    |
| Hardin             | Smith of Hopkins |
| Harp               | Smith            |
| Harper             | of Matagorda     |
| Harrell of Bastrop | Spencer          |
| Harrell of Lamar   | Stinson          |
| Harris             | Stoll            |
| Hartzog            | Talbert          |
| Heflin             | Tarwater         |
| Holland            | Taylor           |
| Howard             | Tennant          |
| Howington          | Thornberry       |
| Hull               | Thornton         |
| Hunt               | Turner           |
| Isaacks            | Vale             |
| Johnson of Ellis   | Vint             |
| Johnson of Tarrant | Voigt            |
| Keith              | Waggoner         |
| Kennedy            | Weldon           |
| Kern               | Wells            |
| Kerr               | Westbrook        |
| Kersey             | White            |
| Kinard             | Wilson           |
| King               | Winfree          |
| Langdon            | Wood             |
| Lehman             | Worley           |
| Leyendecker        | Wright           |
| Little             |                  |

## Absent

|         |       |
|---------|-------|
| Burney  | Dwyer |
| Celaya  | Felty |
| Cornett |       |

## Absent—Excused

|          |           |
|----------|-----------|
| Bell     | Mays      |
| Bradford | McFarland |
| Daniel   | Monkhouse |
| Donaghey |           |

## HOUSE BILL NO. 271 ON THIRD READING

The Chair laid before the House, on its third reading and final passage, H. B. No. 271, A bill to be entitled "An Act to fix the maximum rate of tax to be levied for school purposes in all independent school districts, and/or independent consolidated school districts which include within their limits a city or town which according to the last preceding Federal Census had a population of not fewer than four thousand one hundred thirty (4,130) and not more than four thousand one hundred eighty (4,180) inhabitants, whether organized under General or Special Law; repealing all laws in conflict herewith, and declaring an emergency."

The bill was read third time, and was passed by the following vote:

## Yeas—137

|                   |                 |
|-------------------|-----------------|
| Allen             | Coleman         |
| Allison           | Colquitt        |
| Alsup             | Colson, Mrs.    |
| Anderson          | Cornett         |
| Bailey            | Crossley        |
| Baker             | Davis of Jasper |
| of Fort Bend      | Davis of Upshur |
| Baker of Grayson  | Dean            |
| Blankenship       | Derden          |
| Bond              | Dickison        |
| Boyd              | Dickson         |
| Boyer             | Dowell          |
| Bradbury          | Faulkner        |
| Bray              | Ferguson        |
| Bridgers          | Fielden         |
| Broadfoot         | Fuchs           |
| Brown of Cherokee | Galbreath       |
| Brown             | Gilmer          |
| of Nacogdoches    | Goodman         |
| Bundy             | Gordon, Mrs.    |
| Burkett           | Hale            |
| Burney            | Hamilton        |
| Cauthorn          | Hankamer        |
| Chambers          | Hardeman        |
| Clark             | Hardin          |
| Cleveland         | Harp            |
| Cockrell          | Harper          |

|                    |                  |
|--------------------|------------------|
| Harrell of Bastrop | Pope             |
| Harrell of Lamar   | Ragsdale         |
| Harris             | Reader of Bexar  |
| Hartzog            | Reader of Erath  |
| Heflin             | Reaves           |
| Holland            | Reed             |
| Howard             | Rhodes           |
| Howington          | Riviere          |
| Hull               | Roach            |
| Hunt               | Roberts          |
| Isaacks            | Robinson         |
| Johnson of Ellis   | Russell          |
| Johnson of Tarrant | Schuenemann      |
| Keith              | Segrist          |
| Kennedy            | Shell            |
| Kern               | Skiles           |
| Kerr               | Smith of Frio    |
| Kersey             | Smith of Hopkins |
| Kinard             | Smith            |
| King               | of Matagorda     |
| Langdon            | Spencer          |
| Lehman             | Stinson          |
| Leyendecker        | Stoll            |
| Little             | Talbert          |
| Lock               | Tarwater         |
| Loggins            | Taylor           |
| London             | Tennant          |
| McAlister          | Thornberry       |
| McDaniel           | Thornton         |
| McDonald           | Turner           |
| McMurry            | Vale             |
| McNamara           | Vint             |
| Mohrmann           | Voigt            |
| Montgomery         | Waggoner         |
| Morris             | Weldon           |
| Newell             | Wells            |
| Nicholson          | Westbrook        |
| Oliver             | White            |
| Olsen              | Wilson           |
| Pace               | Winfree          |
| Petsch             | Wood             |
| Pevehouse          | Worley           |
| Piner              | Wright           |

Absent

|        |       |
|--------|-------|
| Celaya | Dwyer |
| Corry  | Felty |

Absent—Excused

|          |           |
|----------|-----------|
| Bell     | Mavs      |
| Bradford | McFarland |
| Daniel   | Monkhouse |
| Donaghey |           |

(Speaker in the Chair.)

#### EXPRESSING GRATITUDE AND APPRECIATION FOR SERV- ICES OF OVETA CULP HOBBY

Mr. Leonard offered the following resolution:

H. S. R. No. 109, Expressing gratitude and appreciation for services of Oveta Culp Hobby.

Whereas, Beginning with the last Called Session of the Thirty-ninth Legislature and running through and including all sessions up to the Forty-second Legislature, and during the first portion of the Regular Session of the Forty-second Legislature, at which time she left to become the wife of his Excellency, former Governor William P. Hobby, the House had as its Parliamentarian Miss Oveta Culp; and

Whereas, During her service to the House of Representatives in all of these sessions she distinguished herself with marked parliamentary knowledge and ability and gracious charm and manner, which ability and charm have been recognized in all parts of Texas to the end that she has become known as the outstanding Parliamentarian of Texas; and

Whereas, In recognition of her ability Oveta Culp Hobby has for several years served as Parliamentarian to all State Democratic Conventions and in most other large gatherings of a similar nature; and

Whereas, Oveta Culp Hobby has further given of her talents to Texas by the writing and publishing of an authoritative book on parliamentary procedure, titled "Mr. Chairman," and

Whereas, The splendid talents and spirit of cooperative helpfulness to the Members is more especially recognized by those Members of the Forty-sixth Legislature who have served in prior sessions when Oveta Culp Hobby was the Parliamentarian, namely, Speaker R. Emmett Morse, and Representatives Lon E. Alsup, P. L. Anderson, H. T. Brown, Maurice Dowell, Pat Dwyer, R. A. Fuchs, Homer Leonard, C. E. Nicholson, J. J. Olsen, Alfred Petsch, W. E. Pope, R. L. Reader and Arthur Tarwater; now, therefore, be it

Resolved, That these Members express regret that her other work carries Oveta Culp Hobby away from us during the remainder of this session; and be it further

Resolved, That we express to her a deep sense of gratitude for her having served with us thus far in the Regular Session of the Forty-sixth Legislature; and

Whereas, Prior to the beginning of this session of the Legislature Oveta Culp Hobby came to Austin and labored long in the organization work of this session to the end that it

might begin smoothly and proceed efficiently; and

Whereas, Since the beginning of this session Oveta Culp Hobby has served as Parliamentarian, always displaying a sympathetic interest in the parliamentary problems of each Member, and has always given willingly and graciously of parliamentary advice to any Member who asked; now, therefore, be it

Resolved by all the Members of the House of Representatives, Regular Session, Forty-sixth Legislature, That we express our regret at her leaving and wish for her further increasing accomplishments in the work in which she has become so proficient; and be it further

Resolved, That the Chief Clerk be instructed to deliver to Oveta Culp Hobby a copy of this resolution, duly signed and sealed.

MORSE,  
ALSUP,  
ANDERSON,  
BROWN of Cherokee,  
DOWELL,  
DWYER,  
FUCHS,  
LEONARD,  
NICHOLSON,  
OLSEN,  
PETSCH,  
POPE,  
READER of Bexar,  
TARWATER.

The resolution was read second time.

Signed—Allen, Allison, Bailey, Baker of Fort Bend, Baker of Grayson, Bell, Blankenship, Bond, Boyd, Boyer, Bradbury, Bradford, Bray, Bridgers, Broadfoot, Brown of Nacogdoches, Bundy, Burkett, Burney, Cauthorn, Celaya, Chambers, Clark, Cleveland, Cockrell, Coleman, Colquitt, Mrs. Colson, Cornett, Corry, Crossley, Daniel, Davis of Jasper, Davis of Upshur, Dean, Derden, Dickison, Dickson, Donaghey, Faulkner, Felty, Ferguson, Fielden, Galbreath, Gilmer, Goodman, Mrs. Gordon, Hale, Hamilton, Hankamer, Hardeman, Hardin, Harp, Harper, Harrell of Bastrop, Harrell of Lamar, Harris, Hartzog, Heflin, Holland, Howard, Howington, Hull, Hunt, Isaacks, Johnson of Ellis, Johnson of Tarrant, Keith, Kennedy, Kern, Kerr, Kersey, Kinard, King, Langdon, Lehman, Leyendecker, Little, Lock, Loggins, London, Mays, McAlister, McDaniel, McDonald, McFarland, McMurry, McNamara, Mohrmann, Monk-

house, Montgomery, Morris, Newell, Oliver, Pace, Pevehouse, Piner, Ragsdale, Reader of Erath, Reaves, Reed, Rhodes, Riviere, Roach, Roberts, Robinson, Russell, Schuenemann, Segrist, Shell, Skiles, Smith of Frio, Smith of Hopkins, Smith of Matagorda, Spencer, Stinson, Stoll, Talbert, Taylor, Tennant, Thornberry, Thornton, Turner, Vale, Vint, Voigt, Waggoner, Weldon, Wells, Westbrook, White, Wilson, Winfree, Wood, Worley and Wright.

On motion of Mr. Reader of Erath, the names of all the Members of the House were added to the resolution as signers thereof.

The resolution was unanimously adopted.

Speaker Morse presented Hon. Homer Leonard, who presented Mrs. Hobby, on behalf of the Members of the Forty-sixth Legislature who were Members of the House when Mrs. Hobby served as Parliamentarian in former sessions, with a gift.

Mr. Leonard then presented Mrs. Hobby, who addressed the House.

#### BILLS AND RESOLUTION SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bills and resolution:

H. B. No. 157, "An Act creating and establishing Jackson County Road District No. 10 in Jackson County, Texas, under Article II, Section 52 of the Constitution for the purpose of the construction, operation, and maintenance of macadamized, graveled, or paved roads or turnpikes, or in aid thereof; describing the territory included therein; making the District a body corporate with authority to sue and be sued; authorizing the District to issue bonds upon two-thirds vote of the qualified electors who own taxable property in said District and who have duly rendered the same for taxation voting at an election; prescribing the method of calling and conducting such election, and the method of issuing said bonds; directing the levy, assessment, and collection of a tax for the payment of principal and interest of said bonds; providing for the custody and disbursement of the funds of the

District; providing that in awarding contracts for road construction the Commissioners' Court shall advertise for bids and shall award the contract to the lowest and best bidder; providing that the fact that portions of the District hereby created are also included in other road districts having outstanding bonds shall not effect the District hereby created or its powers hereby granted; and providing that liability of territory included in this District and other road districts which have issued bonds shall not be affected and for the levy, assessment and collection of taxes on said territory for said bonds; and providing that this Act shall not validate said bonds nor be construed as authorizing the creation of indebtedness in excess of the limit established by Article II, Section 52; determining that all of the lands in said District will be benefited by additional road improvements; providing that the provisions of this Act shall prevail in the event of conflict with any other General or Special Law; providing that if any provision hereof is held to be invalid, such holding shall not affect the other provisions hereof, and declaring an emergency."

S. B. No. 119, "An Act amending Article 7098, Revised Civil Statutes, 1925, so as to place the State Treasurer on the State Tax Board, in place of the Tax Commissioner, and declaring an emergency."

H. B. No. 251, "An Act providing that in counties having a population of not less than thirty thousand, five hundred and eighty-three (30,583), and not more than thirty thousand, six hundred (30,600), according to the last preceding Federal Census, the County Judge may appoint a court stenographer to be called and known as the Official County Court Reporter of the County Court; to define and prescribe the duties of such Court Reporter, and fix the compensation and tenure of office, prescribing the fund from which the salary is to be paid and prescribing the taxing of costs in civil suits in which answer is filed, and declaring an emergency."

H. C. R. No. 28, Providing for certain adjournment period.

#### EXTENDING AN INVITATION TO MEMBERS OF THE HOUSE

In accordance with the provisions of House Simple Resolution No. 106, adopted by the House, on yesterday, extending privileges of the floor to a group of Houston club women, the Speaker announced the appointment of Messrs. Heflin, Howard, Montgomery and Winfree as a committee to escort the visitors to the Hall of the House, and to the Speaker's Stand.

The committee having performed their duty, Speaker Morse presented Mr. Heflin who in turn introduced Mrs. Ira D. Sykes, who presented Mrs. Montie Beach.

Mrs. Beach then addressed the House, and extended an invitation to the Legislature to attend the Fat Stock Show and the National Flower and Garden Show to be held in Houston, beginning February 25.

Mrs. Sykes then introduced Mrs. Allan B. Hannay, who addressed the House.

Mrs. Sykes then introduced Mrs. Wilhelmina Beane of Houston, Texas, who addressed the House.

Mr. Heflin, on behalf of the Members of the House, expressed appreciation to the visitors for the invitation.

#### ADJOURNMENT

Mr. Harrell of Bastrop moved that the House adjourn until 10:00 o'clock a. m., tomorrow.

Mr. Segrist moved that the House adjourn until 10:00 o'clock a. m., next Monday.

Question first recurring on the motion by Mr. Harrell of Bastrop, it prevailed, and the House, accordingly, at 12:25 o'clock p. m., adjourned until 10:00 o'clock a. m., tomorrow.

#### APPENDIX

#### STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills and resolutions, as follows:

State Affairs: House Bills Nos. 16 and 194; House Concurrent Resolution No. 18.

Military Affairs: House Concurrent Resolution No. 30.

Banks and Banking: House Bill No. 47.

School Districts: House Bill No. 367.

Counties: House Bills Nos. 321 and 325.

Game and Fisheries: House Bill No. 386.

#### REPORTS OF THE COMMITTEE ON ENGROSSED BILLS

Committee Room,

Austin, Texas, February 2, 1939.

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 325, A bill to be entitled "An Act validating all proceedings, notices and orders directed toward the establishment and creation of Falls County Road District No. 15; validating any orders and proceedings directed toward the issuance of bonds, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, February 2, 1939.

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 324, A bill to be entitled "An Act validating all proceedings, notices and orders directed toward the establishment and creation of Falls County Road District No. 5; validating any orders and proceedings directed toward the issuance of bonds, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, February 2, 1939.

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. C. R. No. 29, Authorizing the State Highway Department to lend scarifier, for use on county roads, to Grimes County, Texas.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

#### REPORT OF THE COMMITTEE ON ENROLLED BILLS

Committee Room,

Austin, Texas, February 2, 1939.

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 157, "An Act creating and establishing Jackson County Road District No. 10 in Jackson County, Texas, under Article III, Section 52 of the Constitution of Texas for the purpose of the construction, operation, and maintenance of macadamized, graveled, or paved roads or turnpikes, or in aid thereof; describing the territory included therein; making the District a body corporate with authority to sue and be sued; authorizing the District to issue bonds upon two-thirds vote of the qualified electors who own taxable property in said District and who have duly rendered the same for taxation voting at an election; prescribing the method of calling and conducting such election, and the method of issuing said bonds; directing the levy, assessment, and collection of a tax for the payment of principal and interest of said bonds; providing for the custody and disbursement of the funds of the District; providing that in awarding contracts for road construction the Commissioners' Court shall advertise for bids and shall award the contract to the lowest and best bidder; providing that the fact that portions of the District hereby created are also included in other road districts having outstanding bonds shall not affect the District hereby created or its powers hereby granted; and providing that liability of territory included in this District and other road districts which have issued bonds shall not be affected and for the levy, assessment, and collection of taxes on said territory for said bonds; and providing that this Act shall not validate said bonds nor be construed as authorizing the creation of indebtedness in excess of the limit established by Article III, Section 52; determining that all of the lands in said District will be benefited by additional road improvements; providing that the provisions of this Act shall prevail in the event of conflict with any other General or Special Law; providing that if any provision hereof is held to be invalid

such holding shall not affect the other provisions hereof, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

OLSEN, Vice-Chairman.

Austin, Texas, February 2, 1939.

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 28, Granting permission to each House to adjourn from February 2 to February 6.

Has carefully compared same and finds it correctly enrolled.

OLSEN, Vice-Chairman.

### SENT TO THE GOVERNOR

February 2, 1939

House Concurrent Resolution No. 26.

House Bill No. 71.

House Bill No. 157.

House Bill No. 251.

House Concurrent Resolution No. 28.

### SEVENTEENTH DAY

(Friday, February 3, 1939)

The House met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Morse.

The roll of the House was called, and the following Members were present:

|                   |                 |
|-------------------|-----------------|
| Mr. Speaker       | Burkett         |
| Allen             | Burney          |
| Allison           | Cauthorn        |
| Alsup             | Celaya          |
| Anderson          | Chambers        |
| Bailey            | Clark           |
| Baker             | Cleveland       |
| of Fort Bend      | Cockrell        |
| Baker of Grayson  | Coleman         |
| Boyd              | Colson, Mrs.    |
| Boyer             | Corry           |
| Bradbury          | Crossley        |
| Bradford          | Daniel          |
| Bray              | Davis of Jasper |
| Bridgers          | Dean            |
| Broadfoot         | Derden          |
| Brown of Cherokee | Dickison        |
| Brown             | Dickson         |
| of Nacogdoches    | Dowell          |
| Bundy             | Dwyer           |

|                    |                  |
|--------------------|------------------|
| Faulkner           | Monkhouse        |
| Ferguson           | Montgomery       |
| Fielden            | Newell           |
| Fuchs              | Nicholson        |
| Galbreath          | Oliver           |
| Gilmer             | Olsen            |
| Goodman            | Pace             |
| Gordon, Mrs.       | Petsch           |
| Hale               | Pevehouse        |
| Hamilton           | Ragsdale         |
| Hankamer           | Reader of Bexar  |
| Hardeman           | Reader of Erath  |
| Hardin             | Reaves           |
| Harper             | Reed             |
| Harrell of Bastrop | Rhodes           |
| Harrell of Lamar   | Riviere          |
| Harris             | Roach            |
| Hartzog            | Roberts          |
| Heflin             | Robinson         |
| Holland            | Russell          |
| Howard             | Schuenemann      |
| Howington          | Skiles           |
| Hull               | Smith of Frio    |
| Hunt               | Smith of Hopkins |
| Isaacks            | Smith            |
| Johnson of Ellis   | of Matagorda     |
| Johnson of Tarrant | Spencer          |
| Kennedy            | Stinson          |
| Kern               | Stoll            |
| Kerr               | Talbert          |
| Kersey             | Taylor           |
| Kinard             | Tennant          |
| King               | Thornberry       |
| Langdon            | Thornton         |
| Lehman             | Turner           |
| Leonard            | Vale             |
| Leyendecker        | Vint             |
| Little             | Voigt            |
| Lock               | Weldon           |
| Loggins            | Wells            |
| McAlister          | Westbrook        |
| McDaniel           | White            |
| McDonald           | Wilson           |
| McFarland          | Winfree          |
| McMurry            | Wood             |
| McNamara           | Worley           |
| Mohrmann           | Wright           |

Absent

Mays

Absent—Excused

|                 |          |
|-----------------|----------|
| Bell            | Keith    |
| Blankenship     | London   |
| Bond            | Morris   |
| Colquitt        | Piner    |
| Cornett         | Pope     |
| Davis of Upshur | Segrist  |
| Donaghey        | Shell    |
| Felty           | Tarwater |
| Harp            | Waggoner |

A quorum was announced present.